THURSDAY, MARCH 24, 2022

FIFTY-EIGHTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Sexton.

The proceedings were opened with prayer by Joe Dill Rushing, Main Street Church of Christ, Springfield, TN.

Representative Kumar led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:	
Present	89

Representatives present were Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Terry, Thompson, Todd, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton -- 89

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Jernigan; personal

Representative Alexander; illness

Representative Camper

Representative Griffey

COMMUNICATION March 22, 2022

Ann Kathryn Dettwiller 301 Great Circle Road Nashville, TN 37228

Re: Tennessee Technology Development Corporation (Launch Tennessee)

Dear Ms. Dettwiller,

This letter is to inform you, acting pursuant to Tennessee Code Annotated, § 4-14-203, I am appointing you to serve as a member of the Tennessee Technology Development Corporation (Launch Tennessee). Your term begins immediately, ends June 30, 2023, and is served at the pleasure of the Speaker of the House of Representatives, as the appointing authority.

I am forwarding a copy of this letter to Abby Trotter, Interim CEO of Tennessee Technology Development Corporation. Ms. Trotter's office will be contacting you in the near future regarding this appointment.

I am confident that you will perform the duties of the office with the high standard of professionalism, dedication, and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Cameron Sexton

cc: Lt. Gov. Randy McNally

Abby Trotter - Tennessee Technology Development Corporation

Kevin Johnson
Jade Cooper
Spenser Carder
Connie Ridley
Karen Garrett

Anastasia Campbell Tammy Letzler

COMMUNICATION March 24, 2022

D. Michael Dunavant 202 Boyce Avenue Covington, TN 38019

Re: Tennessee Bureau of Investigation Nominating Commission

Dear Mr. Dunavant,

This letter is to inform you, acting pursuant to Tennessee Code Annotated, § 38-6-101, I am appointing you to serve as the Republican member of the Tennessee Bureau of Investigation Nominating Commission. Your term begins immediately, ends January 1, 2028, and is served at the pleasure of the Speaker of the House of Representatives, as the appointing authority.

I am forwarding a copy of this letter to the Tennessee District Attorneys General Conference. Their office will be contacting you in the near future regarding this appointment.

I am confident that you will perform the duties of the office with the high standard of professionalism, dedication, and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Cameron Sexton

CC: Lt. Gov. Randy McNally

Tennessee District Attorneys General Conference

Kevin Johnson Jade Cooper Spenser Carder Connie Ridley Karen Garrett Anastasia Campbell

Tammy Letzler

SPONSORS ADDED

Under Rule No. 43, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 973 Rep. Vaughan as prime sponsor.

House Joint Resolution No. 996 Rep. Reedy as prime sponsor.

House Joint Resolution No. 998 Rep. Reedy as prime sponsor.

House Joint Resolution No. 999 Rep. Russell as prime sponsor.

House Joint Resolution No. 1008 Reps. Hawk and Williams as prime sponsors.

House Bill No. 702 Reps. Hulsey, Sherrell, G. Hicks, Grills, Moon, Cochran, White, Ragan, Littleton, Moody and Doggett as prime sponsors.

House Bill No. 751 Reps. Curcio and Carringer as prime sponsors.

House Bill No. 1647 Rep. Leatherwood as prime sponsor.

House Bill No. 1664 Rep. Rudder as prime sponsor.

House Bill No. 1696 Rep. Sherrell as prime sponsor.

House Bill No. 1722 Reps. Crawford, Littleton, Ragan and Weaver as prime sponsors.

House Bill No. 1842 Reps. Dixie, Travis, Love, Weaver, Miller, Chism and Clemmons as prime sponsors.

House Bill No. 1914 Rep. Gant as prime sponsor.

House Bill No. 2041 Rep. White as prime sponsor.

House Bill No. 2078 Reps. Thompson and Jernigan as prime sponsors.

House Bill No. 2138 Reps. Shaw, Chism, Miller and Hardaway as prime sponsors.

House Bill No. 2145 Reps. Hardaway, Hawk, Hazlewood, Carr, Eldridge, Carringer, Ragan and Miller as prime sponsors.

House Bill No. 2156 Rep. Ragan as prime sponsor.

House Bill No. 2171 Reps. Bricken, Ragan and Love as prime sponsors.

House Bill No. 2194 Rep. Todd as prime sponsor.

House Bill No. 2201 Rep. Hurt as prime sponsor.

House Bill No. 2244 Reps. Powers, Mannis and Cochran as prime sponsors.

House Bill No. 2245 Rep. Hazlewood as prime sponsor.

House Bill No. 2246 Rep. Gant as prime sponsor.

House Bill No. 2306 Rep. Sherrell as prime sponsor.

House Bill No. 2323 Reps. Griffey and J. Sexton as prime sponsors.

House Bill No. 2335 Rep. Kumar as prime sponsor.

House Bill No. 2367 Rep. Sherrell as prime sponsor.

House Bill No. 2429 Rep. Thompson as prime sponsor.

House Bill No. 2442 Reps. Crawford, Powell, Shaw, Hazlewood, Harris, White, Thompson, Miller and Carr as prime sponsors.

House Bill No. 2561 Reps. Hazlewood, Thompson, Helton and Vital as prime sponsors.

House Bill No. 2613 Reps. Hardaway, Crawford and Miller as prime sponsors.

House Bill No. 2627 Rep. Gillespie as prime sponsor.

House Bill No. 2633 Reps. Faison and Lamberth as prime sponsors.

House Bill No. 2662 Reps. Hazlewood, Bricken, Terry and Ragan as prime sponsors.

House Bill No. 2667 Reps. Gant, Hazlewood, Williams and Eldridge as prime sponsors.

House Bill No. 2705 Reps. T. Hicks, Helton and Gant as prime sponsors.

House Bill No. 2706 Reps. Sherrell, Reedy, Hazlewood, Williams, Cepicky, Ragan, Lafferty, Mannis, Chism, Miller and Vital as prime sponsors.

House Bill No. 2707 Rep. Griffey as prime sponsor.

House Bill No. 2746 Reps. Grills and Sparks as prime sponsors.

House Bill No. 2756 Rep. Clemmons as prime sponsor.

House Bill No. 2768 Reps. Vital, Bricken and Clemmons as prime sponsors.

House Bill No. 2771 Reps. Eldridge, Weaver, J. Sexton, Ragan, White and Miller as prime sponsors.

House Bill No. 2809 Rep. Clemmons as prime sponsor.

House Bill No. 2855 Reps. Hazlewood, Terry and Miller as prime sponsors.

SPONSORS WITHDRAWN

On Motion, Rep. Travis withdrew as sponsor of House Bill No. 2327.

SIGNED March 22, 2022

The Speaker announced that he had signed the following: Senate Joint Resolution No. 1147.

TAMMY LETZLER, Chief Clerk

MESSAGE FROM THE SENATE March 22, 2022

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1671, 1724, 1789, 1812, 1927, 2015, 2017, 2301, 2385, 2403, 2427 and 2515; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

ENGROSSED BILLS March 22, 2022

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 1669, 1772, 1871, 1901, 2058, 2208, 2225, 2275, 2293, 2349, 2466, 2534, 2537, 2597, 2616, 2660, 2709, 2864, 2890, 2893, 2897 and 2898; House Joint Resolutions Nos. 766, 796, 972, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994 and 995;

GREG GLASS, Chief Engrossing Clerk

ENROLLED BILLS March 22, 2022

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution No. 169; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

SIGNED March 22, 2022

The Speaker announced that he had signed the following: House Resolution No. 169.

GREG GLASS, Chief Engrossing Clerk

SIGNED March 22, 2022

The Speaker announced that he had signed the following: Senate Bills Nos. 1671, 1724, 1789, 1812, 1927, 2015, 2017, 2301, 2385, 2403, 2427 and 2515.

TAMMY LETZLER, Chief Clerk

MESSAGE FROM THE SENATE March 23, 2022

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 1314 and 1387; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED March 23, 2022

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 1314 and 1387.

TAMMY LETZLER, Chief Clerk

ENROLLED BILLS March 23, 2022

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 765, 948, 949, 950, 951, 952, 953, 954, 955, 957, 958, 959, 960, 961, 962, 963 and 964; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

SIGNED March 23, 2022

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 765, 948, 949, 950, 951, 952, 953, 954, 955, 957, 958, 959, 960, 961, 962, 963 and 964.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE March 23, 2022

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 765, 948, 949, 950, 951, 952, 953, 954, 955, 957, 958, 959, 960, 961, 962, 963 and 964; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED March 23, 2022

The Speaker announced that he had signed the following: House Bills Nos. 170, 1652, 2888, 2889, 2891, 2892 and 2894.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE March 23, 2022

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1658, 1733, 1801, 1928, 1935, 1943, 1991, 1993, 2016, 2106, 2152, 2182, 2239, 2325, 2429, 2435, 2468, 2486, 2512, 2516, 2531, 2563, 2704, 2812 and 2916; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

ENROLLED BILLS March 23, 2022

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 563, 1843, 2304, 2655, 2683 and 2783; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

REPORT OF CHIEF ENGROSSING CLERK March 23, 2022

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolutions Nos. 927, 928, 933, 934, 935, 938, 939, 940, 941, 942, 943, 944, 945, 946 and 947; for his action.

GREG GLASS, Chief Engrossing Clerk
REPORT OF CHIEF ENGROSSING CLERK
March 23, 2022

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolutions Nos. 936 and 937; for his action.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE March 24, 2022

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 1370, 1371, 1372, 1373, 1374, 1375, 1376, 1377, 1378, 1379, 1380, 1381, 1382, 1383, 1384, 1386, 1425, 1426 and 1427; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

- *Senate Joint Resolution No. 1370 -- Memorials, Retirement Trooper Gerald Carter. by *Pody.
- *Senate Joint Resolution No. 1371 -- Memorials, Academic Achievement Tamara Smith, Valedictorian, Clay County High School. by *Pody.
- *Senate Joint Resolution No. 1372 -- Memorials, Academic Achievement Sonni Holaway, Salutatorian, Clay County High School. by *Pody.
 - *Senate Joint Resolution No. 1373 -- Memorials, Death Michelle Rounds. by *Walley.
 - *Senate Joint Resolution No. 1374 -- Memorials, Death Lynn Wyatt Veirs, by *Walley.
- *Senate Joint Resolution No. 1375 -- Memorials, Personal Occasion Loretta Lynn, 90th birthday. by *Roberts.
- *Senate Joint Resolution No. 1376 -- Memorials, Sports Grandview Middle School Lady Eagles, State champions. by *Crowe.
- *Senate Joint Resolution No. 1377 -- Memorials, Recognition East Tennessee State University. by *Crowe.

- *Senate Joint Resolution No. 1378 -- Memorials, Death Mary Kathryn Myers Jenkins. by *Crowe.
- *Senate Joint Resolution No. 1379 -- Memorials, Recognition Carson Frost, Equine Welfare Network/Equus Foundation "Champion" volunteer. by *Southerland.
 - *Senate Joint Resolution No. 1380 -- Memorials, Recognition Carl Jones. by *Crowe.
- *Senate Joint Resolution No. 1381 -- Memorials, Recognition Glenda Chrisp. by *Stevens.
- *Senate Joint Resolution No. 1382 -- Memorials, Academic Achievement Isabella France, Valedictorian, DeKalb County High School. by *Pody.
- *Senate Joint Resolution No. 1383 -- Memorials, Academic Achievement Jacey Hatfield, Salutatorian, DeKalb County High School. by *Pody.
- *Senate Joint Resolution No. 1384 -- Memorials, Recognition Nashville State Community College, 20th anniversary. by *Campbell.
- *Senate Joint Resolution No. 1386 -- Memorials, Public Service Mayor Crystal Ottinger. by *Southerland.
- *Senate Joint Resolution No. 1425 -- Memorials, Public Service Senator Brian Kelsey. by *McNally, *Rose.
- *Senate Joint Resolution No. 1426 -- Memorials, Retirement Elaine B. Beeler. by *Johnson.
- *Senate Joint Resolution No. 1427 -- Memorials, Recognition Janet Batchelor, 2021 Senate Employee of the Year. by *Roberts.

WELCOMING AND HONORING

RECOGNITION IN THE WELL

Representative Doggett was recognized in the Well to honor Beth Keaton upon her retirement.

RESOLUTION READ

The Clerk read House Joint Resolution No. 864, adopted February 28, 2022.

*House Joint Resolution No. 864 -- Memorials, Retirement - Beth Keaton. by *Doggett. (*Hensley)

RESOLUTIONS

- Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for March 28, 2022:
- **House Resolution No. 171** -- Memorials, Personal Occasion Betty Colvett, 90th birthday. by *Hurt.
- *House Joint Resolution No. 1002 -- Memorials, Sports Eleni Liakonis, USTA Tennessee 2021 Junior Sportsman of the Year. by *Mannis.
- *House Joint Resolution No. 1003 -- Memorials, Retirement Sevier County Sheriff Ronald Seals. by *Farmer.
 - *House Joint Resolution No. 1004 -- Memorials, Sports Tyler Byrd. by *Parkinson.
- *House Joint Resolution No. 1005 -- Memorials, Recognition Reverend Sheilah Easterling-Smith. by *Parkinson.
- *House Joint Resolution No. 1006 -- Memorials, Sports University of Tennessee Volunteers men's basketball team, SEC champions. by *Faison, *Zachary, *Lafferty, *Mannis, *Wright.
- *House Joint Resolution No. 1007 -- Memorials, Public Service Representative Michael G. Curcio. by *Faison, *Sexton C, *Lamberth.
- *House Joint Resolution No. 1008 -- Memorials, Interns Savannah Beaty. by *Kumar, *Hawk, *Williams.
- *House Joint Resolution No. 1009 -- Memorials, Recognition Pro-national energy policies. by *Faison, *Lamberth, *Garrett, *Sexton C, *Gant.
- *House Joint Resolution No. 1010 -- Memorials, Death John Adams. by *Faison, *Sexton C, *Lamberth, *Zachary, *Lafferty, *Mannis.
- *House Joint Resolution No. 1012 -- Memorials, Interns Sharon Khan. by *Curcio, *Doggett, *Garrett, *Cepicky.
- *House Joint Resolution No. 1013 -- Memorials, Interns Daniel Baisier. by *Curcio, *Garrett, *Doggett, *Cepicky.
- *House Joint Resolution No. 1014 -- Memorials, Recognition Landon Saddler. by *Ogles.
 - *House Joint Resolution No. 1015 -- Memorials, Recognition Ty Young, by *Ogles.
 - *House Joint Resolution No. 1016 -- Memorials, Recognition Silas Miller. by *Ogles.
- *House Joint Resolution No. 1017 -- Memorials, Recognition Alex Jakalaski. by *Ogles.
- This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

- *House Joint Resolution No. 1018 -- Memorials, Recognition Hannah Bailey. by *Ogles.
- *House Joint Resolution No. 1019 -- Memorials, Recognition Jacob Armistead. by *Ogles.
 - *House Joint Resolution No. 1020 -- Memorials, Recognition John Weber. by *Ogles.
- *House Joint Resolution No. 1021 -- Memorials, Recognition Myles M. Snelling. by *Ogles.
- *House Joint Resolution No. 1022 -- Memorials, Recognition Max McCarty. by *Ogles.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolutions listed were noted as being placed on the Consent Calendar for March 28, 2022:

- *Senate Joint Resolution No. 1370 -- Memorials, Retirement Trooper Gerald Carter. by *Pody.
- *Senate Joint Resolution No. 1371 -- Memorials, Academic Achievement Tamara Smith, Valedictorian, Clay County High School. by *Pody.
- *Senate Joint Resolution No. 1372 -- Memorials, Academic Achievement Sonni Holaway, Salutatorian, Clay County High School. by *Pody.
 - *Senate Joint Resolution No. 1373 -- Memorials, Death Michelle Rounds. by *Walley.
 - *Senate Joint Resolution No. 1374 -- Memorials, Death Lynn Wyatt Veirs. by *Walley.
- *Senate Joint Resolution No. 1375 -- Memorials, Personal Occasion Loretta Lynn, 90th birthday. by *Roberts.
- *Senate Joint Resolution No. 1376 -- Memorials, Sports Grandview Middle School Lady Eagles, State champions. by *Crowe.
- *Senate Joint Resolution No. 1377 -- Memorials, Recognition East Tennessee State University. by *Crowe.
- *Senate Joint Resolution No. 1378 -- Memorials, Death Mary Kathryn Myers Jenkins. by *Crowe.
- *Senate Joint Resolution No. 1379 -- Memorials, Recognition Carson Frost, Equine Welfare Network/Equus Foundation "Champion" volunteer. by *Southerland.
 - *Senate Joint Resolution No. 1380 -- Memorials, Recognition Carl Jones. by *Crowe.
- This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

- *Senate Joint Resolution No. 1381 -- Memorials, Recognition Glenda Chrisp. by *Stevens.
- *Senate Joint Resolution No. 1382 -- Memorials, Academic Achievement Isabella France, Valedictorian, DeKalb County High School. by *Pody.
- *Senate Joint Resolution No. 1383 -- Memorials, Academic Achievement Jacey Hatfield, Salutatorian, DeKalb County High School. by *Pody.
- *Senate Joint Resolution No. 1384 -- Memorials, Recognition Nashville State Community College, 20th anniversary, by *Campbell.
- *Senate Joint Resolution No. 1386 -- Memorials, Public Service Mayor Crystal Ottinger. by *Southerland.
- *Senate Joint Resolution No. 1425 -- Memorials, Public Service Senator Brian Kelsey. by *McNally, *Rose.
- *Senate Joint Resolution No. 1426 -- Memorials, Retirement Elaine B. Beeler. by *Johnson.
- *Senate Joint Resolution No. 1427 -- Memorials, Recognition Janet Batchelor, 2021 Senate Employee of the Year. by *Roberts.

INTRODUCTION OF BILLS

On motion, the following bill was introduced and passed first consideration:

*House Bill No. 2910 -- Rocky Top - Subject to local approval, adds a one-year residency requirement to be eligible to run for the offices of mayor and city councilperson. - Amends Chapter 57 of the Private Acts of 2016. by *Ragan.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

- *Senate Bill No. 504 -- Financial Responsibility Law As introduced, increases from \$15,000 to \$25,000 the minimum amount of insurance coverage for property damage in any one accident that is required for a split-limit motor vehicle insurance policy to qualify as proof of financial security under the financial responsibility law for policies issued or renewed after December 31, 2021. Amends TCA Title 55 and Title 56. by *Lundberg. (HB1134 by *Farmer)
- *Senate Bill No. 1667 -- Special License Plates As introduced, extends, from 30 to 45 days, the time frame in which a noncompliant applicant to whom a Tennessee Sheriff's Association registration plate has been issued must surrender the plate to the county clerk. Amends TCA Title 55, Chapter 4. by *Massey. (HB1655 by *Howell)

*Senate Bill No. 1668 -- Highways, Roads and Bridges - As introduced, increases, from 10 to 15 days, the amount of time a utility owner has to provide certain notices to the department of transportation (TDOT) regarding the relocation of utility infrastructure within a right-of-way. - Amends TCA Title 54. by *Massey, *Gardenhire, *Watson, *Yager. (HB1654 by *Howell)

Senate Bill No. 1983 -- Secretary of State - As introduced, extends the period of reduced fees payable to the secretary of state relating to nonprofit charitable gaming and the solicitation of charitable funds. - Amends TCA Title 3, Chapter 17, Part 1 and Title 48, Chapter 101, Part 5. by *Hensley, *Walley. (*HB1979 by *Bricken, *Whitson, *Crawford, *Gillespie, *Todd, *Freeman, *Keisling, *Halford, *Holsclaw, *Beck, *Chism, *Calfee, *Hicks T, *Ogles, *Littleton, *Byrd, *Thompson, *Sherrell, *Moon, *Hawk, *Eldridge, *Windle, *Ramsey, *Hurt, *Sexton J, *Ragan)

Senate Bill No. 2002 -- Landlord and Tenant - As introduced, specifies that for purposes of postponement of trial in forcible entry and detainer proceedings, the term "civil court" includes diversionary courts created for special civil proceedings. - Amends TCA Section 29-18-118. by *Bell. (*HB1730 by *Curcio)

Senate Bill No. 2087 -- Criminal Offenses - As introduced, requires that a person convicted of aggravated assault that involved the use or display of a deadly weapon be punished one classification higher than otherwise provided by law if the violation was committed by discharging a firearm. - Amends TCA Title 39, Chapter 13. by *Rose. (*HB2009 by *Gillespie)

*Senate Bill No. 2124 -- Schools, Charter - As introduced, revises various provisions relative to charter schools. - Amends TCA Title 49, Chapter 13. by *Gardenhire, *Stevens. (HB2468 by *Baum)

*Senate Bill No. 2270 -- Alcoholic Beverages - As introduced, authorizes a special occasion licensee to designate an area in which liquor-by-the-drink licensees may sell alcoholic beverages and beer to patrons who may consume the alcoholic beverages and beer anywhere in the designated area; authorizes a festival operator licensee to provide a list of the liquor-by-the-drink licensees that will sell alcoholic beverages and beer to patrons in the designated area of the festival. - Amends TCA Title 57. by *Lundberg. (HB2514 by *Crawford)

Senate Bill No. 2406 -- Education - As introduced, revises various provisions relative to computer science education. - Amends TCA Title 49. by *Johnson, *Akbari, *Campbell, *Stevens. (*HB2153 by *Lamberth, *Gant, *Haston, *White, *Mannis)

Senate Bill No. 2418 -- Parks, Natural Areas Preservation - As introduced, enacts the "State Parks Funding Act of 2022." - Amends TCA Section 11-3-120 and Title 11, Chapter 3, Part 3. by *Johnson, *Southerland, *Walley, *Yager, *Crowe, *Watson. (*HB2168 by *Lamberth, *Gant)

*Senate Bill No. 2522 -- District Attorneys - As introduced, revises the pay schedule for assistant district attorneys. - Amends TCA Title 8, Chapter 14 and Title 8, Chapter 7. by *Yager. (HB2762 by *Doggett, *Hicks G)

Senate Bill No. 2551 -- Motor Vehicles, Titling and Registration - As introduced, authorizes issuance of a disabled veteran registration plate without payment of a fee to a veteran with a service-connected disability that is determined by the United States department of veterans affairs to be permanent and total due to individual unemployability. - Amends TCA Section 55-4-256. by *Jackson, *Crowe, *Niceley, *Reeves. (*HB2322 by *Grills)

Senate Bill No. 2574 -- Hospitals and Health Care Facilities - As introduced, requires nursing homes and assisted-care living facilities to permit at least one family member or resident representative who meets certain conditions to visit a resident of the facility during end-of-life situations if a disaster, emergency, or public health emergency for COVID-19 has been declared. - Amends TCA Title 14 and Title 68, Chapter 11. by *Crowe, *Niceley, *Reeves, *Walley, *White. (*HB2535 by *Alexander, *Byrd, *Griffey, *Williams)

Senate Bill No. 2650 -- Disabled Persons - As introduced, makes various changes to the system established by the commissioner of human services for providing rehabilitation centers for persons with disabilities; changes the name of the advisory board for rehabilitation centers to the advisory board for community-based vocational rehabilitation services; extends the new board to June 30, 2027. - Amends TCA Title 4, Chapter 29 and Title 49, Chapter 11, Part 7. by *Johnson, *Jackson. (*HB2801 by *Lamberth, *Gant, *Sherrell)

Senate Bill No. 2682 -- Criminal Procedure - As introduced, expands the offenses for which certain items may be seized utilizing criminal asset forfeiture. - Amends TCA Title 8; Title 16; Title 17; Title 19; Title 20; Title 29; Title 39 and Title 40. by *Rose, *Stevens. (*HB2271 by *Ogles, *Griffey)

Senate Bill No. 2723 -- Children - As introduced, increases, from seven to nine hours, the maximum amount of time an individual child may remain in a child care drop-in center per day; removes the distinction between daytime, weekday hours and nighttime or weekend hours. - Amends TCA Title 71, Chapter 3, Part 5. by *White, *Yarbro. (*HB2559 by *Terry)

Senate Bill No. 2750 -- Charitable Solicitations - As introduced, exempts a child care agency from the registration requirements for charitable organizations. - Amends TCA Title 48, Chapter 101. by *Akbari. (*HB2611 by *Johnson G)

Senate Bill No. 2790 -- Motor Vehicles, Titling and Registration - As introduced, requires the commissioner of revenue to issue temporary plates of a new distinctive design beginning January 1, 2023; creates the offense of counterfeiting temporary plates. - Amends TCA Title 55, Chapter 4. by *Yarbro. (*HB2754 by *Harris, *Powell, *Towns, *Clemmons)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

*House Bill No. 2909 -- Bradley County -- House Local Government Committee

CAPTION BILLS REFERRED March 22, 2022

Pursuant to **Rule No. 47,** the following Caption Bills 1029, 2014 and 2329 held on the Clerk's desk were referred to the following Committees:

House Bill No. 1029 -- Open Meetings -- House State Government Committee

*House Bill No. 2014 -- Public Health -- House Health Committee

*House Bill No. 2329 -- Criminal Offenses -- House Criminal Justice Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on March 22, 2022, reported the following:

COMMERCE COMMITTEE

The Commerce Committee recommended for passage: House Joint Resolution No. 973, also House Bills Nos. 2114, 1664, 2645, 2078 and 2288 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 2283, 2369 and 1987 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Local Government Committee: House Bill No. 2434 with amendments.

FINANCE, WAYS, AND MEANS COMMITTEE

The Finance, Ways, and Means Committee recommended for passage: House Bills Nos. 2287, 2472, 1979, 1959, 2514, 2353, 2264, 2167 and 1918, also House Bills Nos. 2148, 192 and 2180 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

INSURANCE COMMITTEE

The Insurance Committee recommended for passage: House Bill No. 2048 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 2840, also House Bills Nos. 2625, 2456, 1973 and 2862 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Health Committee: House Bill No. 2109 with amendments.

LOCAL GOVERNMENT COMMITTEE

The Local Government Committee recommended for passage: House Bill No. 2901, also House Bill No. 653 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 2039, also House Bills Nos. 905, 2519, 1914, 2600 and 2274 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

STATE GOVERNMENT COMMITTEE

The State Government Committee recommended for passage: House Bills Nos. 2743, 2569, 2222, 1916 and 2113 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 2723 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 23**, **2022**, reported the following:

AGRICULTURE AND NATURAL RESOURCES COMMITTEE

The Agriculture and Natural Resources Committee recommended for passage: Senate Joint Resolution No. 892, also House Bills Nos. 2740 and 715 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 2168, also House Bill No. 2149 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 1690 with amendments.

The Committee further reports that House Bill No. 2560 was considered, but failed to pass.

CIVIL JUSTICE COMMITTEE

The Civil Justice Committee recommended for passage: House Bill No. 1730, also House Bills Nos. 1962, 2699 and 1943 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bills Nos. 2712 and 2711 with amendments.

The Committee further reports that House Joint Resolution No. 757 was considered, but failed to pass.

CRIMINAL JUSTICE COMMITTEE

The Criminal Justice Committee recommended for passage: House Bills Nos. 2459, 2424 and 2306, also House Bills Nos. 2244 and 2252 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 2707, 2097, 2135 and 1696, also House Bills Nos. 2178, 2009, 2118, 1321 and 2367 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

EDUCATION ADMINISTRATION COMMITTEE

The Education Administration Committee recommended for passage: House Bills Nos. 650, 2249, 2530 and 2430 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 2157, 2455, 2436 and 2774 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

EDUCATION INSTRUCTION COMMITTEE

The Education Instruction Committee recommended for passage: House Bill No. 2742, also House Bills Nos. 1850, 2460, 757 and 2429 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 2818 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 2057 with amendments.

HEALTH COMMITTEE

The Health Committee recommended for passage: House Bill No. 2649 and Senate Joint Resolution No. 202, also House Bills Nos. 2376, 2335, 2705, 2565, 2207, 2559 and 2665 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 2213, 686 and 2500 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bills Nos. 1999, 2801 and 2849 with amendments.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 24**, **2022**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bills on the **Regular Calendar** for **March 28, 2022**: House Bills Nos. 1930, 1944, 2291, 2270, 2242, 2533, House Joint Resolution No. 752, House Bills Nos. 2575, 2033, 2114, 1916, 2113, 2078, 1979, 1664, 2288, 2743, 2645, 2056, 2553, 1850, 2472, 2742, and 2148.

The committee also set the following bills on the **Regular Calendar** for **March 31, 2022**: House Bills Nos. 2180, 1895, 2569, 2457, 1698, 2037, 653, 2514, 2733, 1962, 2699, and 2559.

It further reports that it set the following bills and resolutions on the **Consent Calendar** for **March 28, 2022**: House Bills Nos. 2359, 2518, 2287, 2264, 2167, House Joint Resolutions Nos. 689, 775, 783, 848, 849, 850, House Bills Nos. 213, 2568, 2899, 2901, 2760, 1730, Senate Joint Resolution No. 202, and House Joint Resolution No. 973.

CONSENT CALENDAR

House Resolution No. 170 -- Memorials, Recognition - Keystone XL Pipeline workers. by *Powers, *Reedy.

- *House Joint Resolution No. 996 -- Memorials, Recognition Maury County 4-H Senior High Horse Bowl team, state championship. by *Cepicky, *Reedy.
- *House Joint Resolution No. 997 -- Memorials, Academic Achievement Garet Byrd, National Society of High School Scholars. by *Keisling.
- *House Joint Resolution No. 998 -- Memorials, Recognition The Butterfly Foundation. by *Byrd, *Reedy.
- *House Joint Resolution No. 999 -- Memorials, Recognition Blount Memorial Hospital, 75th anniversary. by *Ramsey, *Moon, *Russell.
- *House Joint Resolution No. 1000 -- Memorials, Retirement Dr. Gary Skolits. by *Ramsey, *Moon.
- *House Joint Resolution No. 1001 -- Memorials, Death Marvis LaVerne Kneeland Jones. by *Hardaway.
- This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

- *Senate Joint Resolution No. 1348 -- Memorials, Retirement Steve Bivens. by *McNally, *Bell, *Gardenhire, *Haile, *Powers, *Roberts, *Southerland, *Watson, *Yarbro.
- *Senate Joint Resolution No. 1349 -- Memorials, Recognition Carol Eller "Candy" Stooksbury. by *McNally, *Yager, *Massey, *Briggs, *Bell.
- *Senate Joint Resolution No. 1350 -- Memorials, Recognition K-9 Barnabas. by *McNally, *Yager, *Massey, *Briggs, *Bell.
- *Senate Joint Resolution No. 1352 -- Memorials, Sports Ella Wampler, District 2-4A Second-Team. by *Southerland.
- *Senate Joint Resolution No. 1353 -- Memorials, Sports Delaney Weddington, District 2-4A Second-Team. by *Southerland.
- *Senate Joint Resolution No. 1354 -- Memorials, Sports Gatlinburg-Pittman High School girls' basketball team, district champions. by *Southerland.
- *Senate Joint Resolution No. 1355 -- Memorials, Sports Kyle Cloninger, Morristown-Hamblen High School East boys' basketball team. by *Southerland.
- *Senate Joint Resolution No. 1356 -- Memorials, Sports Micah Simpson, Morristown-Hamblen High School East boys' basketball team. by *Southerland.
- *Senate Joint Resolution No. 1357 -- Memorials, Sports Bereket Evans, Morristown-Hamblen High School West boys' basketball team. by *Southerland.
- *Senate Joint Resolution No. 1358 -- Memorials, Sports Braden Ilic, Morristown-Hamblen High School East boys' basketball team. by *Southerland.
- *Senate Joint Resolution No. 1359 -- Memorials, Sports Mia Dinkins, District 2-4A All-Tournament Team. by *Southerland.
- *Senate Joint Resolution No. 1360 -- Memorials, Personal Occasion Jim and Geraldine Wall, 60th wedding anniversary, by *Southerland.
- *Senate Joint Resolution No. 1361 -- Memorials, Sports Greeneville High School boys' wrestling team. TSSAA Division I, Class A State Champions. by *Southerland.
- *Senate Joint Resolution No. 1362 -- Memorials, Professional Achievement Regina Hickman-Swinney, West Elementary School's Teacher of the Year. by *Southerland.
- *Senate Joint Resolution No. 1363 -- Memorials, Death Mildred Elizabeth Boyd Ashe. by *Walley.
- *Senate Joint Resolution No. 1367 -- Memorials, Death Donnie Ray Eblen. by *Yager.

OBJECTION--CONSENT CALENDAR

Objection was filed to the following on the Consent Calendar:

House Resolution No. 170: by Rep. Dixie

Under the rules, House Resolution No. 170, was placed at the heel of the calendar for March 28, 2022.

Pursuant to **Rule No. 50**, Rep. Zachary moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate Joint Resolutions confirming appointments on the Clerk's desk be substituted for House Joint Resolutions confirming the same appointments, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	87
Noes	0

Representatives voting aye were: Baum, Beck, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--87

A motion to reconsider was tabled.

REGULAR CALENDAR

*House Bill No. 2667 -- Medical Occupations - As introduced, authorizes the commissioner of health and the commissioner of mental health and substance abuse services to allow certain rules to not be applied to certain healthcare professionals and students in order for those persons to operate outside of normal licensure requirements during a healthcare staffing crisis; requires certain notice to governor and speakers of the senate and house of

representatives. - Amends TCA Title 33; Title 63 and Title 68. by *Sexton C, *Vaughan, *Parkinson, *Helton, *Gant, *Hazlewood, *Williams, *Eldridge. (SB2550 by *Jackson)

Rep. Vaughan moved that House Bill No. 2667 be passed on third and final consideration.

Rep. Terry moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2667 by deleting all language after the enacting clause and substituting:

- SECTION 1. Tennessee Code Annotated, Title 68, Chapter 1, Part 1, is amended by adding the following as a new section:
 - (a) As used in this section, "healthcare staffing crisis" means:
 - (1) There is a shortage of qualified staff for healthcare facilities in this state as a result of an infectious disease or a catastrophic event; and
 - (2) The shortage described in subdivision (a)(1) has the potential to compromise the health, safety, or welfare of the citizens of this state.

(b)

- (1) Notwithstanding a law to the contrary, the commissioner of health may implement the following measures if the commissioner determines a healthcare staffing crisis exists:
 - (A) Allow a healthcare professional, who is licensed in another state, does not hold a valid license in this state, and who would otherwise be subject to the licensing requirements under title 63 or this title, to temporarily engage in the practice of the professional's profession in this state while employed by a facility licensed under title 33 or this title. If the commissioner implements this subdivision (b)(1)(A), then the commissioner must establish a process for professionals to practice under this subdivision (b)(1)(A). The forms and process must be published on the department of health's health professional boards' website. A healthcare professional practicing in this state pursuant to this subdivision (b)(1)(A) is subject to the licensing fees, rules, scope of practice, and disciplinary actions applicable to licensed healthcare professionals in this state that are not contrary to this subdivision (b)(1)(A);

(B)

(i) Allow a healthcare professional licensed under title 63 or this title to perform tasks outside of the This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

professional's scope of practice, if the tasks are performed in a hospital licensed under this title or in a psychiatric hospital, in a behavioral health residential facility, or by a behavioral health crises services provider licensed under title 33. The commissioner shall approve a professional pursuant to this subdivision (b)(1)(B) pursuant to a facility-or provider-specific plan of delegation, as follows:

- (a) In the case of a hospital licensed under this title, the plan has been submitted by the facility's chief medical officer and approved by the commissioner of health or the commissioner's designee; or
- (b) In the case of a facility or provider licensed under title 33, the plan has been submitted by the facility's or provider's chief medical or chief executive officer and jointly approved by the commissioner of mental health and substance abuse services, or the commissioner's designee, and the commissioner of health, or the commissioner's designee;
- (ii) The plan of delegation must include the specific types of licensees covered, the specific tasks outside of the professional's licensed scope of practice that are permitted, and the specific circumstances and directives under which the tasks are permitted;
- (iii) The approval of the plan may be subject to conditions set by the commissioner, or the commissioner's designee, and may be rescinded in that person's sole discretion; and
- (iv) A professional performing tasks pursuant to this subdivision (b)(1)(B) remains subject to rules and disciplinary action as if the professional were acting within the professional's licensed scope of practice;

(C)

(i) Allow a student actively enrolled in a graduate school program or an undergraduate respiratory care program, the educational standards of which meet the training requirements for a license under title 63 or this title, to perform supervised tasks within the licensed scope of practice of that license, if the tasks are performed in a hospital licensed under this title or in a psychiatric hospital, in a behavioral health residential facility, in a nursing facility licensed under this title that provides enhanced respiratory

care reimbursed by TennCare, or by a behavioral health crises services provider licensed under title 33, pursuant to a facility- or provider-specific plan of delegation, as follows:

- (a) In the case of a hospital licensed under this title, the plan has been submitted by the facility's chief medical officer and approved by the commissioner of health or the commissioner's designee;
- (b) In the case of a facility or provider licensed under title 33, the plan has been submitted by the facility's or provider's chief medical or chief executive officer and jointly approved by the commissioner of mental health and substance abuse services, or the commissioner's designee, and the commissioner of health, or the commissioner's designee; or
- (c) In the case of a nursing facility licensed under this title and providing enhanced respiratory care reimbursed by TennCare, the plan has been submitted by the facility's administrator and the medical director of either the facility or the facility's respiratory program, and approved by the commissioner of health or the commissioner's designee;
- (ii) The plan of delegation pursuant to this subdivision (b)(1)(C) must include the specific types of programs in which a student must be enrolled to perform tasks in accordance with the plan, the specific tasks within the relevant scope of practice that the student is permitted to perform, and the specific circumstances and directives under which the tasks are permitted;
- (iii) The commissioner or the commissioner's designee approving the plan may include conditions and may rescind approval in that person's sole discretion; and
- (iv) A student performing tasks pursuant to this subdivision (b)(1)(C) may be subject to disciplinary action upon applying for a license described in subdivision (b)(1)(C)(i) for actions inconsistent with the scope of practice for that license; and
- (D) Temporarily suspend the effectiveness of a rule applicable to facilities or providers licensed under title 33, title 63, or this title; provided:

- (i) The temporary suspension is consistent with regulations, or the waiver of regulations, issued by the federal centers for medicare and medicaid services;
- (ii) In the case of a facility or provider licensed under title 33 for the provision of mental health services or alcohol and drug abuse prevention or treatment, the temporary suspension is effective only to the extent that the commissioner of mental health and substance abuse services has concurred in the temporary suspension of the rule; and
- (iii) In the case of a facility or provider licensed under title 33 for the provision of services for intellectual and developmental disabilities and for personal support services, the temporary suspension is effective only to the extent that the commissioner of intellectual and developmental disabilities has concurred in the temporary suspension of the rule.
- (2) It is within the commissioner of health's sole discretion to determine whether a healthcare staffing crisis exists pursuant to this section. However, if the commissioner makes that determination and implements the measures described in subdivision (b)(1), then the commissioner must provide the governor, the speaker of the senate, and the speaker of the house of representatives written notice of the healthcare staffing crisis and the intended measures prior to implementation of those measures.
- (c) The commissioner may impose geographic and time limitations on the measures authorized by this section but shall not extend the measures for longer than one hundred eighty (180) days, unless the commissioner provides an additional finding addressed to the governor, the speaker of the senate, and the speaker of the house of representatives that a healthcare staffing crisis still exists.
- SECTION 2. Tennessee Code Annotated, Section 63-7-110, is amended by adding the following as a new subsection:

(d)

- (1) Notwithstanding a law to the contrary, a graduate practical nurse may engage in the practice of practical nursing without a license for a period not to exceed one hundred twenty (120) calendar days from the date of receipt of the first authorization to take the NCLEX-PN examination if:
 - (A) The graduate practical nurse's practice occurs in a healthcare institution licensed under title 33 or 68, or an affiliate of the institution:

- (B) The graduate practical nurse is at all times working under the supervision of an individual licensed in this state to practice as a professional or registered nurse. The graduate practical nurse shall provide the healthcare institution or affiliate of the institution in which the nurse is practicing with the following:
 - (i) Proof of the first authorization to take the NCLEX-PN examination; and
 - (ii) Proof of graduation from an approved school of nursing within the previous ninety (90) days;
- (C) The supervising individual described in subdivision (d)(1)(B) is limited to supervising no more than one (1) graduate practical nurse at a time; and
 - (D) The graduate practical nurse is prohibited from:
 - (i) Being deemed a licensed practical nurse pursuant to this section; and
 - (ii) Using another title or identifying as anything but a "graduate practical nurse" in a clinical setting.
- (2) As used in this subsection (d):
 - (A) "Graduate practical nurse" means an individual who:
 - (i) Holds a diploma or degree from an approved school of nursing that entitles the individual to take the NCLEX-PN licensing examination; and
 - (ii) Has received authorization to take the NCLEX-PN examination;
- (B) "NCLEX-PN" means the national council licensure examination for practical nurses; and
- (C) "Supervision" means that the graduate practical nurse's supervising individual is located in the same unit as the graduate practical nurse when the graduate practical nurse is performing duties pursuant to this subsection (d).
- SECTION 3. The department of health, department of mental health and substance abuse services, and the department of intellectual and developmental disabilities are authorized to promulgate rules to effectuate the purposes of the act. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in Tennessee Code Annotated, Title 4, Chapter 5.

SECTION 4. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. Vaughan moved that **House Bill No. 2667**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	0

Representatives voting aye were: Baum, Beck, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--91

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 2667** and have this statement entered in the Journal: Rep. Boyd.

REGULAR CALENDAR, CONTINUED

*House Bill No. 2245 -- Motor Vehicles - As introduced, increases from \$50 to \$100 the minimum fine for second and subsequent violations of the requirement that a trailer, semitrailer, or pole trailer be attached to a towing vehicle by a chain that is securely attached to both vehicles. - Amends TCA Title 4; Title 47; Title 54; Title 55; Title 56; Title 65 and Title 66. by *Marsh, *Hazlewood. (SB2886 by *Bailey)

Rep. Marsh moved that House Bill No. 2245 be passed on third and final consideration.

Rep. Howell moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2245 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 66-19-103(a)(1)(B), is amended by deleting the subdivision and substituting instead the following:

If the motor vehicle, including any associated rental equipment, clearly identifies the rental company, the United States department of transportation (USDOT) number issued by the federal motor carrier safety administration (FMCSA), a registration plate issued and attached to the motor vehicle described in § 55-4-113(a)(2), or a registration plate issued and attached to the trailer described in § 55-4-113(a)(5), and a garage keeper or towing firm lawfully comes into possession of the vehicle and any associated equipment, then the garage keeper or towing firm shall notify the rental company, the owner of the motor vehicle identified by the USDOT number or the owner assigned to the registration plate issued and attached to the motor vehicle described in § 55-4-113(a)(2) or a registration plate issued and attached to the trailer described in § 55-4-113(a)(5), at the address identified with the USDOT number, rental equipment information, or the vehicle's registration within three (3) working days of taking possession of such vehicle or equipment by registered mail return receipt requested.

SECTION 2. Tennessee Code Annotated, Section 66-19-103(a)(3), is amended by deleting the subdivision and substituting instead the following:

In addition to any other penalty provided for a violation of this section, a violation of subdivision (a)(1) is also deemed to be a violation of title 47, chapter 18, part 1, and the rental company, the owner of the motor vehicle identified by the USDOT number or the owner assigned to the registration plate issued and attached to the motor vehicle described in § 55-4-113(a)(2) or a registration plate issued and attached to the trailer described in § 55-4-113(a)(5) may seek relief under that part.

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. Marsh moved that **House Bill No. 2245**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes	0

Representatives voting aye were: Baum, Beck, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--90

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 2245** and have this statement entered in the Journal: Rep. Boyd.

REGULAR CALENDAR, CONTINUED

*House Bill No. 2138 -- Education - As introduced, allows the use of results from TCAP tests administered in the 2020-2021 school year to set the annual measurable objectives for schools and LEAs for the 2021-2022 school year and provides that those annual measurable objectives may be used to assign letter grades to schools. - Amends TCA Title 49. by *White, *Shaw, *Chism, *Miller, *Hardaway. (SB2321 by *Haile, *Akbari)

On motion, House Bill No. 2138 was made to conform with **Senate Bill No. 2321**; the Senate Bill was substituted for the House Bill.

Rep. White moved that Senate Bill No. 2321 be passed on third and final consideration.

Rep. Hurt moved that Education Administration Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. White moved that **Senate Bill No. 2321** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes	0

Representatives voting aye were: Baum, Beck, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Mr. Speaker Sexton--88

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 2321** and have this statement entered in the Journal: Rep. Boyd.

REGULAR CALENDAR, CONTINUED

*House Bill No. 2139 -- Local Education Agencies - As introduced, prohibits a parent or guardian of a student who has accumulated five or more days of unexcused absences during the school year from withdrawing the student from school during the school year except for certain circumstances. - Amends TCA Title 49, Chapter 6. by *White. (SB2579 by *Crowe)

BILL HELD ON DESK

Rep. White moved that **House Bill No. 2139** be held on the Clerk's desk, which motion prevailed.

REGULAR CALENDAR, CONTINUED

House Bill No. 2855 -- Insurance, Health, Accident - As introduced, prohibits a health benefit plan from denying payment for emergency services if the symptoms presented by an enrollee of a health benefit plan and recorded by the attending provider indicate that an emergency medical condition could exist, regardless of the final diagnosis of the symptoms. - Amends TCA Title 56, Chapter 7, Part 23. by *Kumar, *Hazlewood, *Terry, *Miller. (*SB2386 by *Watson, *Yager, *Reeves)

On motion, House Bill No. 2855 was made to conform with **Senate Bill No. 2386**; the Senate Bill was substituted for the House Bill.

Rep. Kumar moved that Senate Bill No. 2386 be passed on third and final consideration.

Rep. Rudder moved that Insurance Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Kumar moved that **Senate Bill No. 2386** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes	0

Representatives voting aye were: Baum, Beck, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--89

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "present and not voting" on **Senate Bill No. 2386** and have this statement entered in the Journal: Rep. Gant.

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 2386** and have this statement entered in the Journal: Rep. Boyd.

REGULAR CALENDAR, CONTINUED

House Bill No. 1134 -- Financial Responsibility Law - As introduced, increases from \$15,000 to \$25,000 the minimum amount of insurance coverage for property damage in any one accident that is required for a split-limit motor vehicle insurance policy to qualify as proof of financial security under the financial responsibility law for policies issued or renewed after December 31, 2021. - Amends TCA Title 55 and Title 56. by *Farmer. (*SB504 by *Lundberg)

On motion, House Bill No. 1134 was made to conform with **Senate Bill No. 504**; the Senate Bill was substituted for the House Bill.

Rep. Farmer moved that Senate Bill No. 504 be passed on third and final consideration.

Rep. Farmer moved adoption of House Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 504 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-12-102(12)(C), is amended by deleting from subdivision (i) the language "If proof is required after December 31, 2016, proof means" and substituting instead the language "If proof is required after December 31, 2016, but prior to January 1, 2023, proof means".

SECTION 2. Tennessee Code Annotated, Section 55-12-102(12), is amended by adding the following as a new subdivision:

(D)

- (i) If proof is required after December 31, 2022, proof means:
- (a) A written proof of liability insurance coverage provided by a single limit policy with a limit of not less than sixty-five thousand dollars (\$65,000) applicable to one (1) accident;

- (b) A split-limit policy with a limit of not less than twenty-five thousand dollars (\$25,000) for bodily injury to or death of one (1) person, not less than fifty thousand dollars (\$50,000) for bodily injury to or death of two (2) or more persons in any one (1) accident, and not less than twenty-five thousand dollars (\$25,000) for damage to property in any one (1) accident;
- (c) A deposit of cash with the commissioner in the amount of sixty-five thousand dollars (\$65,000); or
- (d) The execution and filing of a bond with the commissioner in the amount of sixty-five thousand dollars (\$65,000); and
- (ii) An insured holding a policy that complies with the insurance requirements of the financial responsibility law on December 31, 2022, is not in violation of the law if the policy meets the limits specified in subdivisions (12)(D)(i)(a)-(d) as of the first renewal after December 31, 2022;

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, House Amendment No. 1 was adopted by the following vote:

Ayes	85
Noes	
Present and not voting	

Representatives voting aye were: Baum, Beck, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton--85

Representatives present and not voting were: Powers--1

Rep. Farmer moved that **Senate Bill No. 504**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	83
Noes	
Present and not voting	

Representatives voting aye were: Baum, Beck, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Johnson C, Johnson G, Keisling, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--83

Representatives present and not voting were: Doggett, Hulsey, Powers--3

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "present and not voting" on **Senate Bill No. 504** and have this statement entered in the Journal: Rep. Travis.

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "present and not voting" on **Senate Bill No. 504** and have this statement entered in the Journal: Rep. Boyd.

REGULAR CALENDAR, CONTINUED

*House Bill No. 2442 -- Law Enforcement - As introduced, removes the requirement for employment as a police officer that a lawful permanent resident has been honorably discharged from the United States armed forces, so that any permanent legal resident of the United States who applies for or obtains United States citizenship within six years of the employment start date may be employed as a police officer. - Amends TCA Title 38. by *Farmer, *Crawford, *Powell, *Shaw, *Hazlewood, *Harris, *White, *Thompson, *Miller, *Carr. (SB2825 by *Swann)

- Rep. Farmer moved that House Bill No. 2442 be passed on third and final consideration.
- Rep. Miller moved the previous question, which motion prevailed.
- Rep. Farmer moved that **House Bill No. 2442** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	87
Noes	0
Present and not voting	

Representatives voting aye were: Baum, Beck, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--87

Representatives present and not voting were: Hulsey, Lamberth, Powers--3

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 2442** and have this statement entered in the Journal: Rep. Boyd.

REGULAR CALENDAR, CONTINUED

*House Bill No. 2728 -- Courts - As introduced, removes antiquated language regarding the advisory task force on the composition of judicial districts. - Amends TCA Title 4; Title 8; Title 16; Title 17; Title 18; Title 20; Title 21; Title 22; Title 24; Title 25; Title 26; Title 27; Title 28; Title 29; Title 37; Title 38; Title 39 and Title 40. by *Lamberth, *Ogles. (SB2836 by *Hensley, *Yager)

Rep. Lamberth moved that House Bill No. 2728 be passed on third and final consideration.

Rep. Keisling moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2728 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 8-42-101(3), is amended by adding the following as a new subdivision:

(I) "State employee" also includes, solely for purposes of this chapter and under §§ 9-8-112 and 9-8-307, a contracted court reporter when the contracted court reporter is named in a civil action for damages alleging an act or omission by the contracted court reporter in the course of performing the contracted court reporter's official duties.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Lamberth moved that **House Bill No. 2728**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes	0

Representatives voting aye were: Baum, Beck, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--89

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 2728** and have this statement entered in the Journal: Rep. Boyd.

REGULAR CALENDAR, CONTINUED

*House Bill No. 2145 -- Children's Services, Dept. of - As introduced, outlines a relative caregiver program for foster care; authorizes the department to implement an extension of the foster care program to provide services to youth transitioning from state custody to adulthood. - Amends TCA Title 37, Chapter 2 and Title 37, Chapter 5. by *Lamberth, *Gant, *Littleton, *Crawford, *Bricken, *Keisling, *Hardaway, *Hawk, *Hazlewood, *Carr, *Eldridge, *Carringer, *Ragan, *Miller. (SB2398 by *Johnson, *Walley, *Briggs, *Crowe, *Reeves)

On motion, House Bill No. 2145 was made to conform with **Senate Bill No. 2398**; the Senate Bill was substituted for the House Bill.

Rep. Littleton moved that **Senate Bill No. 2398** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes	
Present and not voting	

Representatives voting aye were: Baum, Beck, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--89

Representatives present and not voting were: Weaver--1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 2398** and have this statement entered in the Journal: Rep. Boyd.

REGULAR CALENDAR, CONTINUED

*House Bill No. 1722 -- Pensions and Retirement Benefits - As introduced, allows a retired member of the Tennessee consolidated retirement system to cancel the selected designation of beneficiary upon the written request of the member, under certain circumstances. - Amends TCA Title 8, Chapter 34; Title 8, Chapter 35; Title 8, Chapter 36 and Title 8, Chapter 37. by *Russell, *Crawford, *Littleton, *Ragan, *Weaver. (SB2005 by *Bell)

Rep. Russell moved that House Bill No. 1722 be passed on third and final consideration.

Rep. Keisling moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1722 by deleting all language after the enacting clause and substituting instead the following:

- SECTION 1. Tennessee Code Annotated, Section 8-36-606 is amended by deleting the section and substituting instead the following:
 - (a) The election of a designated beneficiary under an optional retirement plan must not be cancelled by the member after the member's retirement date, except as provided in this section.
- (b) After a member's retirement date, a retired member may cancel the member's designated beneficiary for any reason, including, but not limited to, the This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

death of the beneficiary or the member's divorce from the designated beneficiary, upon the written request of the member; however, a retired member cannot cancel the member's beneficiary under this subsection (b) after retirement if the retiree has previously cancelled a beneficiary designation under this subsection (b).

- (c) If a retired member cancels the member's designated beneficiary who is the member's spouse or former spouse, the retired member must include proper documentation with the written cancellation request, which, for a divorce, must include, but is not limited to, the final decree and marital dissolution agreement of the parties. The cancellation must not be in conflict with the decree or marital dissolution agreement.
- (d) If a retired member cancels the member's designated beneficiary, the member may designate a new beneficiary, but upon the death of the retired member, the newly designated beneficiary is only entitled to the remaining accumulated contributions in the member's account or the member's retirement allowance in the month of death.
- (e) The retirement allowance payable to the retired member after the cancellation of the designated beneficiary pursuant to this section is not affected by the cancellation of beneficiary designation.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Russell moved that **House Bill No. 1722**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes	0

Representatives voting aye were: Baum, Beck, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--89

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 1722** and have this statement entered in the Journal: Rep. Boyd.

REGULAR CALENDAR, CONTINUED

*House Bill No. 2613 -- Public Records - As introduced, requires government entities to maintain records of information relating to the deaths of persons held in jails and prisons. - Amends TCA Title 10, Chapter 7 and Section 38-10-102. by *Faison, *Hardaway, *Crawford, *Miller. (SB2802 by *Roberts, *Yager)

Rep. Faison moved that House Bill No. 2613 be passed on third and final consideration.

Rep. Keisling moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2613 by deleting subsection (e) in Section 38-10-102 of SECTION 1 and substituting the following:

- (e) All government entities required to report under this section shall maintain a record of deaths of individuals in custody as defined in subdivision (d)(1) that is open for public inspection and that contains:
 - (1) The identity and age of the deceased individual;
 - (2) The time and date of the death; and
 - (3) The cause of death as determined by the county or state medical examiner pursuant to § 38-7-109.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Faison moved that **House Bill No. 2613**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	82
Noes	7

Representatives voting aye were: Baum, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Cochran, Cooper, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Mannis, This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

Marsh, Miller, Mitchell, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--82

Representatives voting no were: Beck, Clemmons, Dixie, Harris, McKenzie, Parkinson, Stewart--7

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 2613** and have this statement entered in the Journal: Rep. Boyd.

REGULAR CALENDAR, CONTINUED

*House Bill No. 2706 -- Treasurer, State - As introduced, expands the authority of the state treasurer to settle claims filed with the division of claims and risk management within the department of the treasury; requires the state treasurer, in conjunction with the commissioner of transportation, to develop, implement, and administer a centralized information system for the reporting of alleged dangerous conditions on state-maintained highways and the repair of such conditions. - Amends TCA Title 9, Chapter 8, Part 1 and Title 9, Chapter 8, Part 4. by *Howell, *Russell, *Gant, *Todd, *Crawford, *Weaver, *Lamberth, *Curcio, *Keisling, *Moon, *Hulsey, *Rudder, *Holsclaw, *Freeman, *Powell, *Hall, *Jernigan, *Eldridge, *Wright, *Whitson, *Beck, *Sherrell, *Reedy, *Hazlewood, *Williams, *Cepicky, *Ragan, *Lafferty, *Mannis, *Chism, *Miller, *Vital. (SB2678 by *Massey, *Yager)

Rep. Howell moved that House Bill No. 2706 be passed on third and final consideration.

Rep. Hazlewood moved adoption of Finance, Ways, and Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2706 by deleting the second sentence in Section 4 and substituting instead:

To fulfill the duties described in this section, the state treasurer, in conjunction with the department of transportation, may utilize and modify an existing system of the department of transportation or the department of treasury, or may purchase a new system.

AND FURTHER AMEND by deleting Sections 1, 2, and 3 and renumbering the remaining sections accordingly.

On motion, Finance, Ways, and Means Committee Amendment No. 1 was adopted.

Rep. Howell moved that **House Bill No. 2706**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes	0

Representatives voting aye were: Baum, Beck, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--89

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 2706** and have this statement entered in the Journal: Rep. Boyd.

REGULAR CALENDAR, CONTINUED

House Bill No. 2561 -- Interstate Compacts - As introduced, enacts the "Occupational Therapy Licensure Compact" and the "Audiology and Speech-Language Pathology Interstate Compact." - Amends TCA Title 4 and Title 63. by *Terry, *Hazlewood, *Thompson, *Helton, *Vital. (*SB1848 by *Watson, *Crowe, *Hensley, *Reeves)

Rep. Terry moved that House Bill No. 2561 be passed on third and final consideration.

Rep. Leatherwood moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2561 by deleting SECTION 2 and substituting:

SECTION 2. Tennessee Code Annotated, Title 63, Chapter 17, is amended by adding the following as a new part:

63-17-301. Short title.

This part is known and may be cited as the "Audiology and Speech-Language Pathology Interstate Compact."

63-17-302. Text of compact.

The Audiology and Speech-Language Pathology Interstate Compact is enacted into law and entered into by this state with all states legally joining therein in the form substantially as follows:

Audiology and Speech-Language Pathology Interstate Compact

SECTION 1: PURPOSE

The purpose of this Compact is to facilitate interstate practice of audiology and speech-language pathology with the goal of improving public access to audiology and speech-language pathology services. The practice of audiology and speech-language pathology occurs in the state where the patient/client/student is located at the time of the patient/client/student encounter. The Compact preserves the regulatory authority of states to protect public health and safety through the current system of state licensure.

This Compact is designed to achieve the following objectives:

- 1. Increase public access to audiology and speech-language pathology services by providing for the mutual recognition of other member state licenses;
- 2. Enhance the states' ability to protect the public's health and safety;
- 3. Encourage the cooperation of member states in regulating multistate audiology and speech-language pathology practice;
 - 4. Support spouses of relocating active duty military personnel;
- 5. Enhance the exchange of licensure, investigative and disciplinary information between member states;
- 6. Allow a remote state to hold a provider of services with a Compact privilege in that state accountable to that state's practice standards; and
- 7. Allow for the use of telehealth technology to facilitate increased access to audiology and speech-language pathology services.

SECTION 2: DEFINITIONS

As used in this Compact, and except as otherwise provided, the following definitions shall apply:

A. "Active duty military" means full-time duty status in the active uniformed service of the United States, including members of the National Guard and Reserve on active duty orders pursuant to 10 U.S.C. Chapter 1209 and 1211.

- B. "Adverse action" means any administrative, civil, equitable or criminal action permitted by a state's laws which is imposed by a licensing board or other authority against an audiologist or speech-language pathologist, including actions against an individua's license or privilege to practice such as revocation, suspension, probation, monitoring of the licensee, or restriction on the licensee's practice.
- C. "Alternative program" means a non-disciplinary monitoring process approved by an audiology or speech-language pathology licensing board to address impaired practitioners.
- D. "Audiologist" means an individual who is licensed by a state to practice audiology.
- E. "Audiology" means the care and services provided by a licensed audiologist as set forth in the member state's statutes and rules.
- F. "Audiology and Speech-Language Pathology Compact Commission" or "Commission" means the national administrative body whose membership consists of all states that have enacted the Compact.
- G. "Audiology and speech-language pathology licensing board," "audiology licensing board," "speech-language pathology licensing board," or "licensing board" means the agency of a state that is responsible for the licensing and regulation of audiologists and/or speech-language pathologists.
- H. "Compact privilege" means the authorization granted by a remote state to allow a licensee from another member state to practice as an audiologist or speech-language pathologist in the remote state under its laws and rules. The practice of audiology or speech-language pathology occurs in the member state where the patient/client/student is located at the time of the patient/client/student encounter.
- I. "Current significant investigative information" means investigative information that a licensing board, after an inquiry or investigation that includes notification and an opportunity for the audiologist or speech-language pathologist to respond, if required by state law, has reason to believe is not groundless and, if proved true, would indicate more than a minor infraction.
- J. "Data system" means a repository of information about licensees, including, but not limited to, continuing education, examination, licensure, investigative, Compact privilege and adverse action.
- K. "Encumbered license" means a license in which an adverse action restricts the practice of audiology or speech-language pathology by the licensee and said adverse action has been reported to the National Practitioners Data Bank (NPDB).
- L. "Executive Committee" means a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the Commission.

- M. "Home state" means the member state that is the licensee's primary state of residence.
- N. "Impaired practitioner" means individuals whose professional practice is adversely affected by substance abuse, addiction, or other health-related conditions.
- O. "Licensee" means an individual who currently holds an authorization from the state licensing board to practice as an audiologist or speech-language pathologist.
 - P. "Member state" means a state that has enacted the Compact.
- Q. "Privilege to practice" means a legal authorization permitting the practice of audiology or speech-language pathology in a remote state.
- R. "Remote state" means a member state other than the home state where a licensee is exercising or seeking to exercise the Compact privilege.
- S. "Rule" means a regulation, principle or directive promulgated by the Commission that has the force of law.
- T. "Single-state license" means an audiology or speech-language pathology license issued by a member state that authorizes practice only within the issuing state and does not include a privilege to practice in any other member state.
- U. "Speech-language pathologist" means an individual who is licensed by a state to practice speech-language pathology.
- V. "Speech-language pathology" means the care and services provided by a licensed speech-language pathologist as set forth in the member state's statutes and rules.
- W. "State" means any state, commonwealth, district or territory of the United States of America that regulates the practice of audiology and speech-language pathology.
- X. "State practice laws" means a member state's laws, rules and regulations that govern the practice of audiology or speech-language pathology, define the scope of audiology or speech-language pathology practice, and create the methods and grounds for imposing discipline.
- Y. "Telehealth" means the application of telecommunication, audio-visual or other technologies that meets the applicable standard of care to deliver audiology or speech-language pathology services at a distance for assessment, intervention and/or consultation.

SECTION 3. STATE PARTICIPATION IN THE COMPACT

- A. A license issued to an audiologist or speech-language pathologist by a home state to a resident in that state shall be recognized by each member state as authorizing an audiologist or speech-language pathologist to practice audiology or speech-language pathology, under a privilege to practice, in each member state where the licensee obtains such a privilege.
- B. A state must implement or utilize procedures for considering the criminal history records of applicants for initial privilege to practice. These procedures shall include the submission of fingerprints or other biometric-based information by applicants for the purpose of obtaining an applicant's criminal history record information from the Federal Bureau of Investigation and the agency responsible for retaining that state's criminal records
 - 1. A member state must fully implement a criminal background check requirement, within a time frame established by rule, by receiving the results of the Federal Bureau of Investigation record search on criminal background checks and use the results in making licensure decisions.
 - 2. Communication between a member state, the Commission, and among member states regarding the verification of eligibility for licensure through the Compact shall not include any information received from the Federal Bureau of Investigation relating to a federal criminal records check performed by a member state under Public Law 92-544.
- C. Upon application for a privilege to practice, the licensing board in the issuing remote state shall ascertain, through the data system, whether the applicant has ever held, or is the holder of, a license issued by any other state, whether there are any encumbrances on any license or privilege to practice held by the applicant, whether any adverse action has been taken against any license or privilege to practice held by the applicant.
- D. Each member state shall require an applicant to obtain or retain a license in the home state and meet the home state's qualifications for licensure or renewal of licensure, as well as all other applicable state laws.

E. For an audiologist:

- 1. Must meet one of the following educational requirements:
- a. On or before Dec. 31, 2007, has graduated with a master's degree or doctorate in audiology, or equivalent degree regardless of degree name, from a program that is accredited by an accrediting agency recognized by the Council for Higher Education Accreditation, or its successor, or by the United States Department of Education and operated by a college or university accredited by a regional or national accrediting organization recognized by the board; or

- b. On or after, Jan. 1, 2008, has graduated with a Doctoral degree in audiology, or equivalent degree, regardless of degree name, from a program that is accredited by an accrediting agency recognized by the Council for Higher Education Accreditation, or its successor, or by the United States Department of Education and operated by a college or university accredited by a regional or national accrediting organization recognized by the board; or
- c. Has graduated from an audiology program that is housed in an institution of higher education outside of the United States (a) for which the program and institution have been approved by the authorized accrediting body in the applicable country and (b) the degree program has been verified by an independent credentials review agency to be comparable to a state licensing board-approved program.
- 2. Has completed a supervised clinical practicum experience from an accredited educational institution or its cooperating programs as required by the Commission;
- 3. Has successfully passed a national examination approved by the Commission:
 - 4. Holds an active, unencumbered license;
- 5. Has not been convicted or found guilty, and has not entered into an agreed disposition, of a felony related to the practice of audiology, under applicable state or federal criminal law; and
- 6. Has a valid United States Social Security or National Practitioner Identification number.
- F. For a speech-language pathologist:
 - 1. Must meet one of the following educational requirements:
 - a. Has graduated with a master's degree from a speechlanguage pathology program that is accredited by an organization recognized by the United States Department of Education and operated by a college or university accredited by a regional or national accrediting organization recognized by the board; or
 - b. Has graduated from a speech-language pathology program that is housed in an institution of higher education outside of the United States (a) for which the program and institution have been approved by the authorized accrediting body in the applicable country and (b) the degree program has been verified by an independent credentials review agency to be comparable to a state licensing board-approved program.

- 2. Has completed a supervised clinical practicum experience from an educational institution or its cooperating programs as required by the Commission;
- 3. Has completed a supervised postgraduate professional experience as required by the Commission
- 4. Has successfully passed a national examination approved by the Commission;
 - 5. Holds an active, unencumbered license;
- 6. Has not been convicted or found guilty, and has not entered into an agreed disposition, of a felony related to the practice of speech-language pathology, under applicable state or federal criminal law; and
- 7. Has a valid United States Social Security or National Practitioner Identification number.
- G. The privilege to practice is derived from the home state license.
- H. An audiologist or speech-language pathologist practicing in a member state must comply with the state practice laws of the state in which the client is located at the time service is provided. The practice of audiology and speech-language pathology shall include all audiology and speech-language pathology practice as defined by the state practice laws of the member state in which the client is located. The practice of audiology and speech-language pathology in a member state under a privilege to practice shall subject an audiologist or speech-language pathologist to the jurisdiction of the licensing board, the courts, and the laws of the member state in which the client is located at the time service is provided.
- I. Individuals not residing in a member state shall continue to be able to apply for a member state's single-state license as provided under the laws of each member state. However, the single-state license granted to these individuals shall not be recognized as granting the privilege to practice audiology or speech-language pathology in any other member state. Nothing in this Compact shall affect the requirements established by a member state for the issuance of a single-state license.
 - J. Member states may charge a fee for granting a compact privilege.
- K. Member states must comply with the bylaws and rules and regulations of the Commission.

SECTION 4. COMPACT PRIVILEGE

A. To exercise the compact privilege under the terms and provisions of the Compact, the audiologist or speech-language pathologist shall:

- 1. Hold an active license in the home state;
- 2. Have no encumbrance on any state license;
- 3. Be eligible for a compact privilege in any member state in accordance with Section 3;
- 4. Have not had any adverse action against any license or compact privilege within the previous 2 years from date of application;
- 5. Notify the Commission that the licensee is seeking the compact privilege within a remote state(s);
- 6. Pay any applicable fees, including any state fee, for the compact privilege;
- 7. Report to the Commission adverse action taken by any non-member state within 30 days from the date the adverse action is taken.
- B. For the purposes of the compact privilege, an audiologist or speech-language pathologist shall only hold one home state license at a time.
- C. Except as provided in Section 6, if an audiologist or speech-language pathologist changes primary state of residence by moving between two-member states, the audiologist or speech-language pathologist must apply for licensure in the new home state, and the license issued by the prior home state shall be deactivated in accordance with applicable rules adopted by the Commission.
- D. The audiologist or speech-language pathologist may apply for licensure in advance of a change in primary state of residence.
- E. A license shall not be issued by the new home state until the audiologist or speech-language pathologist provides satisfactory evidence of a change in primary state of residence to the new home state and satisfies all applicable requirements to obtain a license from the new home state.
- F. If an audiologist or speech-language pathologist changes primary state of residence by moving from a member state to a non-member state, the license issued by the prior home state shall convert to a single-state license, valid only in the former home state and the privilege to practice in any member state is deactivated in accordance with the rules promulgated by the Commission.
- G. The compact privilege is valid until the expiration date of the home state license. The licensee must comply with the requirements of Section 4A to maintain the compact privilege in the remote state.
- H. A licensee providing audiology or speech-language pathology services in a remote state under the compact privilege shall function within the laws and regulations of the remote state.

- I. A licensee providing audiology or speech-language pathology services in a remote state is subject to that state's regulatory authority. A remote state may, in accordance with due process and that state's laws, remove a licensee's compact privilege in the remote state for a specific period of time, impose fines, and/or take any other necessary actions to protect the health and safety of its citizens.
- J. If a home state license is encumbered, the licensee shall lose the compact privilege in any remote state until the following occur:
 - 1. The home state license is no longer encumbered; and
 - 2. Two years have elapsed from the date of the adverse action.
- K. Once an encumbered license in the home state is restored to good standing, the licensee must meet the requirements of Section 4A to obtain a compact privilege in any remote state.
- L. Once the requirements of Section 4J have been met, the licensee must meet the requirements in Section 4A to obtain a compact privilege in a remote state.

SECTION 5. COMPACT PRIVILEGE TO PRACTICE TELEHEALTH

- A. Member states shall recognize the right of an audiologist or speech-language pathologist, licensed by a home state in accordance with Section 3 and under rules promulgated by the Commission, to practice audiology or speech-language pathology in any member state via telehealth under a privilege to practice as provided in the Compact and rules promulgated by the Commission.
- B. A licensee providing audiology or speech-language pathology services in a remote state under the compact privilege shall function within the laws and regulations of the state where the patient/client is located.

SECTION 6. ACTIVE DUTY MILITARY PERSONNEL OR THEIR SPOUSES

Active duty military personnel, or their spouse, shall designate a home state where the individual has a current license in good standing. The individual may retain the home state designation during the period the service member is on active duty. Subsequent to designating a home state, the individual shall only change their home state through application for licensure in the new state.

SECTION 7. ADVERSE ACTIONS

- A. In addition to the other powers conferred by state law, a remote state shall have the authority, in accordance with existing state due process law, to:
- Take adverse action against an audiologist's or speechlanguage pathologist's privilege to practice within that member state.
 This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

- 2. Issue subpoenas for both hearings and investigations that require the attendance and testimony of witnesses as well as the production of evidence. Subpoenas issued by a licensing board in a member state for the attendance and testimony of witnesses or the production of evidence from another member state shall be enforced in the latter state by any court of competent jurisdiction, according to the practice and procedure of that court applicable to subpoenas issued in proceedings pending before it. The issuing authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the state in which the witnesses or evidence are located
- 3. Only the home state shall have the power to take adverse action against an audiologist's or speech-language pathologist's license issued by the home state.
- B. For purposes of taking adverse action, the home state shall give the same priority and effect to reported conduct received from a member state as it would if the conduct had occurred within the home state. In so doing, the home state shall apply its own state laws to determine appropriate action.
- C. The home state shall complete any pending investigations of an audiologist or speech-language pathologist who changes primary state of residence during the course of the investigations. The home state shall also have the authority to take appropriate action(s) and shall promptly report the conclusions of the investigations to the administrator of the data system. The administrator of the data system shall promptly notify the new home state of any adverse actions.
- D. If otherwise permitted by state law, the member state may recover from the affected audiologist or speech-language pathologist the costs of investigations and disposition of cases resulting from any adverse action taken against that audiologist or speech-language pathologist.
- E. The member state may take adverse action based on the factual findings of the remote state, provided that the member state follows the member state's own procedures for taking the adverse action.

F. Joint Investigations

- 1. In addition to the authority granted to a member state by its respective audiology or speech-language pathology practice act or other applicable state law, any member state may participate with other member states in joint investigations of licensees.
- 2. Member states shall share any investigative, litigation, or compliance materials in furtherance of any joint or individual investigation initiated under the Compact.

- G. If adverse action is taken by the home state against an audiologist's or speech language pathologist's license, the audiologist's or speech-language pathologist's privilege to practice in all other member states shall be deactivated until all encumbrances have been removed from the state license. All home state disciplinary orders that impose adverse action against an audiologist's or speech language pathologist's license shall include a statement that the audiologist's or speech-language pathologist's privilege to practice is deactivated in all member states during the pendency of the order.
- H. If a member state takes adverse action against a licensee, it shall promptly notify the administrator of the data system. The administrator of the data system shall promptly notify the home state and any remote states in which the licensee has a privilege to practice, of any adverse actions by the home state or remote states.
- I. Nothing in this Compact shall override a member state's decision that participation in an alternative program may be used in lieu of adverse action.

SECTION 8. ESTABLISHMENT OF THE AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY COMPACT COMMISSION

- A. The Compact member states hereby create and establish a joint public agency known as the Audiology and Speech-Language Pathology Compact Commission:
 - 1. The Commission is an instrumentality of the Compact states.
 - 2. Venue is proper and judicial proceedings by or against the Commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the Commission is located. The Commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.
 - 3. Nothing in this Compact shall be construed to be a waiver of sovereign immunity.

B. Membership, Voting and Meetings

- 1. Each member state shall have two (2) delegates selected by that member state's licensing board. The delegates shall be current members of the licensing board. One shall be an audiologist and one shall be a speech-language pathologist.
- 2. An additional five (5) delegates, who are either a public member or board administrator from a state licensing board, shall be chosen by the Executive Committee from a pool of nominees provided by the Commission at Large.

- 3. Any delegate may be removed or suspended from office as provided by the law of the state from which the delegate is appointed.
- 4. The member state board shall fill any vacancy occurring on the Commission, within 90 days.
- 5. Each delegate shall be entitled to one (1) vote with regard to the promulgation of rules and creation of bylaws and shall otherwise have an opportunity to participate in the business and affairs of the Commission.
- 6. A delegate shall vote in person or by other means as provided in the bylaws. The bylaws may provide for delegates' participation in meetings by telephone or other means of communication.
- 7. The Commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.
- C. The Commission shall have the following powers and duties:
 - 1. Establish the fiscal year of the Commission;
 - 2. Establish bylaws;
 - 3. Establish a Code of Ethics;
 - 4. Maintain its financial records in accordance with the bylaws;
- 5. Meet and take actions as are consistent with the provisions of this Compact and the bylaws;
- 6. Promulgate uniform rules to facilitate and coordinate implementation and administration of this Compact. The rules shall have the force and effect of law and shall be binding in all member states to the extent and in the manner provided for in the Compact;
- 7. Bring and prosecute legal proceedings or actions in the name of the Commission, provided that the standing of any state audiology or speech-language pathology licensing board to sue or be sued under applicable law shall not be affected;
 - 8. Purchase and maintain insurance and bonds:
- 9. Borrow, accept, or contract for services of personnel, including, but not limited to, employees of a member state;
- 10. Hire employees, elect or appoint officers, fix compensation, define duties, grant individuals appropriate authority to carry out the purposes of the Compact, and to establish the Commission's personnel

policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;

- 11. Accept any and all appropriate donations and grants of money, equipment, supplies, materials and services, and to receive, utilize and dispose of the same; provided that at all times the Commission shall avoid any appearance of impropriety and/or conflict of interest;
- 12. Lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal, or mixed; provided that at all times the Commission shall avoid any appearance of impropriety;
- 13. Sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise dispose of any property, real, personal, or mixed;
 - 14. Establish a budget and make expenditures;
 - 15. Borrow money;
- 16. Appoint committees, including standing committees composed of members, and other interested persons as may be designated in this Compact and the bylaws;
- 17. Provide and receive information from, and cooperate with, law enforcement agencies;
 - 18. Establish and elect an Executive Committee; and
- 19. Perform other functions as may be necessary or appropriate to achieve the purposes of this Compact consistent with the state regulation of audiology and speech-language pathology licensure and practice.
- D. The Commission shall have no authority to change or modify the laws of the member states which define the practice of audiology and speech-language pathology in the respective states.

E. The Executive Committee

The Executive Committee shall have the power to act on behalf of the Commission, within the powers of the Commission, according to the terms of this Compact:

- 1. The Executive Committee shall be composed of ten (10) members:
 - a. Seven (7) voting members who are elected by the Commission from the current membership of the Commission;

- b. Two (2) ex-officio members, consisting of one (1) nonvoting member from a recognized national audiology professional association and one (1) nonvoting member from a recognized national speech-language pathology association; and
- c. One (1) ex-officio, nonvoting member from the recognized membership organization of the audiology and speech-language pathology licensing boards.
- F. The ex-officio members shall be selected by their respective organizations.
 - 1. The Commission may remove any member of the Executive Committee as provided in bylaws.
 - 2. The Executive Committee shall meet at least annually.
 - 3. The Executive Committee shall have the following duties and responsibilities:
 - a. Recommend to the entire Commission changes to the rules or bylaws, changes to this Compact legislation, fees paid by Compact member states such as annual dues, and any Commission Compact fee charged to licensees for the compact privilege;
 - b. Ensure Compact administration services are appropriately provided, contractual or otherwise;
 - c. Prepare and recommend the budget;
 - d. Maintain financial records on behalf of the Commission:
 - e. Monitor Compact compliance of member states and provide compliance reports to the Commission;
 - f. Establish additional committees as necessary; and
 - g. Other duties as provided in rules or bylaws.
 - 4. Meetings of the Commission or the Executive Committee

All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in Section 10.

5. The Commission or the Executive Committee or other committees of the Commission may convene in a closed, non-public meeting if the Commission or Executive Committee or other committees of the Commission must discuss:

- a. Non-compliance of a member state with its obligations under the Compact;
- b. The employment, compensation, discipline or other matters, practices or procedures related to specific employees or other matters related to the Commission's internal personnel practices and procedures;
 - c. Current, threatened, or reasonably anticipated litigation;
- d. Negotiation of contracts for the purchase, lease, or sale of goods, services, or real estate;
- e. Accusing any person of a crime or formally censuring any person;
- f. Disclosure of trade secrets or commercial or financial information that is privileged or confidential;
- g. Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;
- h. Disclosure of investigative records compiled for law enforcement purposes;
- i. Disclosure of information related to any investigative reports prepared by or on behalf of or for use of the Commission or other committee charged with responsibility of investigation or determination of compliance issues pursuant to the Compact; or
- j. Matters specifically exempted from disclosure by federal or member state statute.
- 6. If a meeting, or portion of a meeting, is closed pursuant to this provision, the Commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision.
- 7. The Commission shall keep minutes that fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in minutes. All minutes and documents of meetings other than closed meetings shall be made available to members of the public upon request at the requesting person's expense. All minutes and documents of a closed meeting shall remain under seal, subject to release by a majority vote of the Commission or order of a court of competent jurisdiction.

8. Financing of the Commission

- a. The Commission shall pay, or provide for the payment of, the reasonable expenses of its establishment, organization, and ongoing activities.
- b. The Commission may accept any and all appropriate revenue sources, donations, and grants of money, equipment, supplies, materials, and services.
- c. The Commission may levy on and collect an annual assessment from each member state or impose fees on other parties to cover the cost of the operations and activities of the Commission and its staff, which must be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the Commission, which shall promulgate a rule binding upon all member states.
- 9. The Commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the Commission pledge the credit of any of the member states, except by and with the authority of the member state.
- 10. The Commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the Commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the Commission shall be audited yearly by a certified or licensed public accountant, and the report of the audit shall be included in and become part of the annual report of the Commission.

G. Qualified Immunity, Defense, and Indemnification

- 1. The members, officers, executive director, employees and representatives of the Commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error, or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of Commission employment, duties or responsibilities; provided that nothing in this paragraph shall be construed to protect any person from suit and/or liability for any damage, loss, injury, or liability caused by the intentional or willful or wanton misconduct of that person.
- 2. The Commission shall defend any member, officer, executive director, employee or representative of the Commission in any civil action This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

seeking to impose liability arising out of any actual or alleged act, error, or omission that occurred within the scope of Commission employment, duties, or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of Commission employment, duties, or responsibilities; provided that nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error, or omission did not result from that person's intentional or willful or wanton misconduct.

3. The Commission shall indemnify and hold harmless any member, officer, executive director, employee, or representative of the Commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error, or omission that occurred within the scope of Commission employment, duties, or responsibilities, or that person had a reasonable basis for believing occurred within the scope of Commission employment, duties, or responsibilities, provided that the actual or alleged act, error, or omission did not result from the intentional or willful or wanton misconduct of that person.

SECTION 9. DATA SYSTEM

- A. The Commission shall provide for the development, maintenance, and utilization of a coordinated database and reporting system containing licensure, adverse action, and investigative information on all licensed individuals in member states.
- B. Notwithstanding any other provision of state law to the contrary, a member state shall submit a uniform data set to the data system on all individuals to whom this Compact is applicable as required by the rules of the Commission, including:
 - 1. Identifying information;
 - 2. Licensure data;
 - 3. Adverse actions against a license or compact privilege;
 - 4. Non-confidential information related to alternative program participation;
 - 5. Any denial of application for licensure, and the reason(s) for denial; and
 - 6. Other information that may facilitate the administration of this Compact, as determined by the rules of the Commission.
- C. Investigative information pertaining to a licensee in any member state shall only be available to other member states.

- D. The Commission shall promptly notify all member states of any adverse action taken against a licensee or an individual applying for a license. Adverse action information pertaining to a licensee in any member state shall be available to any other member state.
- E. Member states contributing information to the data system may designate information that may not be shared with the public without the express permission of the contributing state.
- F. Any information submitted to the data system that is subsequently required to be expunged by the laws of the member state contributing the information shall be removed from the data system.

SECTION 10. RULEMAKING

- A. The Commission shall exercise its rulemaking powers pursuant to the criteria set forth in this Section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.
- B. If a majority of the legislatures of the member states rejects a rule, by enactment of a statute or resolution in the same manner used to adopt the Compact within 4 years of the date of adoption of the rule, the rule shall have no further force and effect in any member state.
- C. Rules or amendments to the rules shall be adopted at a regular or special meeting of the Commission.
- D. Prior to promulgation and adoption of a final rule or rules by the Commission, and at least thirty (30) days in advance of the meeting at which the rule shall be considered and voted upon, the Commission shall file a Notice of Proposed Rulemaking:
 - 1. On the website of the Commission or other publicly accessible platform; and
 - 2. On the website of each member state audiology or speechlanguage pathology licensing board or other publicly accessible platform or the publication in which each state would otherwise publish proposed rules.
 - E. The Notice of Proposed Rulemaking shall include:
 - 1. The proposed time, date, and location of the meeting in which the rule shall be considered and voted upon;
 - 2. The text of the proposed rule or amendment and the reason for the proposed rule;

- 3. A request for comments on the proposed rule from any interested person; and
- 4. The manner in which interested persons may submit notice to the Commission of their intention to attend the public hearing and any written comments.
- F. Prior to the adoption of a proposed rule, the Commission shall allow persons to submit written data, facts, opinions, and arguments, which shall be made available to the public.
- G. The Commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:
 - 1. At least twenty-five (25) persons;
 - 2. A state or federal governmental subdivision or agency; or
 - 3. An association having at least twenty-five (25) members.
- H. If a hearing is held on the proposed rule or amendment, the Commission shall publish the place, time, and date of the scheduled public hearing. If the hearing is held via electronic means, the Commission shall publish the mechanism for access to the electronic hearing.
 - 1. All persons wishing to be heard at the hearing shall notify the executive director of the Commission or other designated member in writing of their desire to appear and testify at the hearing not less than five (5) business days before the scheduled date of the hearing.
 - 2. Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.
 - 3. All hearings shall be recorded. A copy of the recording shall be made available to any person upon request and at the requesting person's expense.
 - 4. Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the Commission at hearings required by this section.
- I. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the Commission shall consider all written and oral comments received.
- J. If no written notice of intent to attend the public hearing by interested parties is received, the Commission may proceed with promulgation of the proposed rule without a public hearing.

- K. The Commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.
- L. Upon determination that an emergency exists, the Commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing, provided that the usual rulemaking procedures provided in the Compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety (90) days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that must be adopted immediately in order to:
 - 1. Meet an imminent threat to public health, safety, or welfare;
 - 2. Prevent a loss of Commission or member state funds; or
 - 3. Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule.
- M. The Commission or an authorized committee of the Commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the Commission. The revision shall be subject to challenge by any person for a period of thirty (30) days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule. A challenge shall be made in writing and delivered to the chair of the Commission prior to the end of the notice period. If no challenge is made, the revision shall take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the Commission.

SECTION 11. OVERSIGHT, DISPUTE RESOLUTION, AND ENFORCEMENT

A. Dispute Resolution

- 1. Upon request by a member state, the Commission shall attempt to resolve disputes related to the Compact that arise among member states and between member and non-member states.
- 2. The Commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes as appropriate.

B. Enforcement

- 1. The Commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this Compact.
- 2. By majority vote, the Commission may initiate legal action in the United States District Court for the District of Columbia or the federal district where the Commission has its principal offices against a member

state in default to enforce compliance with the provisions of the Compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of litigation, including reasonable attorney's fees.

3. The remedies herein shall not be the exclusive remedies of the Commission. The Commission may pursue any other remedies available under federal or state law.

SECTION 12. DATE OF IMPLEMENTATION OF THE INTERSTATE COMMISSION FOR AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY PRACTICE AND ASSOCIATED RULES, WITHDRAWAL, AND AMENDMENT

- A. The Compact shall come into effect on the date on which the Compact statute is enacted into law in the 10th member state. The provisions, which become effective at that time, shall be limited to the powers granted to the Commission relating to assembly and the promulgation of rules. Thereafter, the Commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the Compact.
- B. Any state that joins the Compact subsequent to the Commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the Compact becomes law in that state. Any rule that has been previously adopted by the Commission shall have the full force and effect of law on the day the Compact becomes law in that state.
- C. Any member state may withdraw from this Compact by enacting a statute repealing the same.
 - 1. A member state's withdrawal shall not take effect until six (6) months after enactment of the repealing statute.
 - 2. Withdrawal shall not affect the continuing requirement of the withdrawing state's audiology or speech-language pathology licensing board to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.
- D. Nothing contained in this Compact shall be construed to invalidate or prevent any audiology or speech-language pathology licensure agreement or other cooperative arrangement between a member state and a non-member state that does not conflict with the provisions of this Compact.
- E. This Compact may be amended by the member states. No amendment to this Compact shall become effective and binding upon any member state until it is enacted into the laws of all member states.

SECTION 13. CONSTRUCTION AND SEVERABILITY

This Compact shall be liberally construed so as to effectuate the purposes thereof. The provisions of this Compact shall be severable and if any phrase, clause, sentence, or provision of this Compact is declared to be contrary to the constitution of any member state or of the United States or the applicability thereof to any government, agency, person, or circumstance is held invalid, the validity of the remainder of this Compact and the applicability thereof to any government, agency, person, or circumstance shall not be affected thereby. If this Compact shall be held contrary to the constitution of any member state, the Compact shall remain in full force and effect as to the remaining member states and in full force and effect as to the member state affected as to all severable matters.

SECTION 14. BINDING EFFECT OF COMPACT AND OTHER LAWS

- A. Nothing herein prevents the enforcement of any other law of a member state that is not inconsistent with the Compact.
- B. All laws in a member state in conflict with the Compact are superseded to the extent of the conflict.
- C. All lawful actions of the Commission, including all rules and bylaws promulgated by the Commission, are binding upon the member states.
- D. All agreements between the Commission and the member states are binding in accordance with their terms.
- E. In the event any provision of the Compact exceeds the constitutional limits imposed on the legislature of any member state, the provision shall be ineffective to the extent of the conflict with the constitutional provision in question in that member state.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. Ragan moved adoption of Government Operations Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND House Bill No. 2561 by adding the following as a new section immediately before Section 3 of the bill and redesignating the subsequent sections accordingly:

SECTION ____. Tennessee Code Annotated, Section 4-29-245(a), is amended by adding the following as new subdivisions:

- () Audiology and Speech-Language Pathology Interstate Compact, created by § 63-17-302;
 - () Occupational Therapy Licensure Compact, created by § 63-13-502;

On motion, Government Operations Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Terry moved that **House Bill No. 2561**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	. 88
Noes	0

Representatives voting aye were: Alexander, Baum, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--88

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 2561** and have this statement entered in the Journal: Rep. Boyd.

REGULAR CALENDAR, CONTINUED

*House Bill No. 1748 -- Administrative Procedure (UAPA) - As introduced, changes the approval process, filing requirements, and effective date of emergency rules. - Amends TCA Title 4, Chapter 5. by *Ragan. (SB1950 by *Roberts, *Kelsey)

BILL HELD ON DESK

Rep. Ragan moved that **House Bill No. 1748** be held on the Clerk's desk, which motion prevailed.

REGULAR CALENDAR, CONTINUED

*House Bill No. 1749 -- Administrative Procedure (UAPA) - As introduced, prohibits a court, administrative judge, or hearing officer presiding over a contested case hearing or appeal from deferring to a state agency's interpretation of a state statute or rule and instead requires This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

the court, administrative judge, or hearing officer to interpret the meaning of the statute or rule de novo; requires, in an action brought by or against a state agency, that the court, administrative judge, or hearing officer, after applying all customary tools of interpretation, exercise any remaining doubt in favor of a reasonable interpretation that limits agency power and maximizes individual liberty. - Amends TCA Title 4 and Title 20. by *Ragan, *Griffey, *Lafferty, *Zachary, *Eldridge, *Carringer, *Todd, *Bricken, *Moody, *Doggett. (SB2285 by *Bell, *Roberts, *Crowe)

Rep. Ragan moved that House Bill No. 1749 be passed on third and final consideration.

Rep. Keisling moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1749 by deleting all language after the enacting clause and substituting instead:

SECTION 1. Tennessee Code Annotated, Title 4, Chapter 5, Part 3, is amended by adding the following as a new section:

() In interpreting a state statute or rule, a court presiding over the appeal of a judgment in a contested case shall not defer to a state agency's interpretation of the statute or rule and shall interpret the statute or rule de novo. After applying all customary tools of interpretation, the court shall resolve all remaining ambiguity utilizing the court's best judgment.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Ragan moved that **House Bill No. 1749** be reset for the Regular Calendar on March 31, 2022, which motion prevailed.

*House Bill No. 2041 -- Motor Vehicles - As introduced, specifies segments of state highways located in Anderson County where operation of off-highway vehicles is authorized. - Amends TCA Section 55-8-185. by *Ragan, *White. (SB2083 by *Yager)

On motion, House Bill No. 2041 was made to conform with **Senate Bill No. 2083**; the Senate Bill was substituted for the House Bill.

Rep. Ragan moved that Senate Bill No. 2083 be passed on third and final consideration.

Rep. Howell moved that Transportation Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Ragan moved that **Senate Bill No. 2083** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--88

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Vaughan

Representative Hazlewood

REGULAR CALENDAR, CONTINUED

House Bill No. 1402 -- Public Records - As introduced, requires the written public records policy adopted by a county or municipality to be available on the county or municipality website, if one exists, or be available for review during regular business hours in the main office of the county and municipality. - Amends TCA Title 10, Chapter 7, Part 5. by *Curcio. (*SB661 by *Roberts)

Rep. Curcio moved that House Bill No. 1402 be passed on third and final consideration.

Rep. Keisling moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1402 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 10-7-504, is amended by adding the following as a new subsection:

 () Named parties in litigation with or against a governmental entity shall not circumvent discovery under the Tennessee rules of civil procedure or the This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

subpoena process and powers of the courts by seeking records from a governmental entity under this part.

SECTION 2. Tennessee Code Annotated, Section 10-7-503(a)(7)(A), is amended by deleting the language "that includes the person's address" and substituting instead "that includes the person's address, and may require the person to certify in writing, at the time of the request, that the person is not making the request on behalf or at the request of another person or entity".

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Curcio moved that **House Bill No. 1402**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	82
Noes	3

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Cochran, Cooper, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Terry, Thompson, Todd, Travis, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--82

Representatives voting no were: Clemmons, Stewart, Towns--3

A motion to reconsider was tabled.

*House Bill No. 1760 -- Public Records - As introduced, clarifies that certain personal information of public employees maintained by an employing governmental entity or person is confidential. - Amends TCA Title 3; Title 4; Title 8 and Title 10, Chapter 7, Part 5. by *Curcio. (SB2819 by *Roberts)

Rep. Curcio moved that House Bill No. 1760 be passed on third and final consideration.

Rep. Keisling moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1760 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 10-7-504(f), is amended by adding the following new subdivisions:

- (10) As used in this subsection (f), "records and information" means employment records containing information listed in subdivisions (f)(1)(A)-(H) that has been collected by the employing governmental entity.
- (11) For the purposes of this subsection (f), this state or a local governmental entity, as applicable, is considered to be the "employing governmental entity" regardless of which department, branch, agency, or other recognized part of state government or local government keeps or maintains the requested employment records and information.
- SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Curcio moved that **House Bill No. 1760**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Stewart, Terry, Thompson, Todd, Towns, Travis, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--88

A motion to reconsider was tabled.

House Bill No. 2632 -- Public Utilities - As introduced, clarifies that the public utility commission has general supervisory and regulatory power, jurisdiction, and control over radio common carriers and commercial mobile radio services engaged in the federal universal service program. - Amends TCA Title 4 and Title 65. by *Cochran. (*SB2443 by *Bell)

On motion, House Bill No. 2632 was made to conform with **Senate Bill No. 2443**; the Senate Bill was substituted for the House Bill.

Rep. Cochran moved that Senate Bill No. 2443 be passed on third and final consideration.

Rep. Bricken moved that Commerce Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Cochran moved that **Senate Bill No. 2443** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes88	
Noes	

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Stewart, Terry, Thompson, Todd, Towns, Travis, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--88

A motion to reconsider was tabled.

*House Bill No. 2756 -- Courts, Juvenile - As introduced, requires a juvenile court to enter a scheduling order at an initial appearance after the filing of a petition or citation; requires that a matter filed in juvenile court be heard within six months unless waived by the responding party. - Amends TCA Title 36 and Title 37. by *Powell, *Clemmons. (SB2601 by *Lamar, *Campbell)

- Rep. Powell moved that House Bill No. 2756 be passed on third and final consideration.
- Rep. Farmer moved adoption of Civil Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2756 by deleting all language after the enacting clause and substituting instead the following:

- SECTION 1. Tennessee Code Annotated, Section 37-1-108, is amended by designating the current language as subsection (a) and adding the following:
 - (b) At the initial appearance of the parties, the court shall enter a scheduling order and set a final hearing date within six (6) months of the filing of the petition or citation.
- SECTION 2. Tennessee Code Annotated, Section 37-1-124, is amended by adding the following as a new subsection:
 - (d) The court shall hear a matter within six (6) months of the filing of the petition or citation, unless the responding party waives the requirement for the matter to be heard within six (6) months. If the responding party waives the requirement, then the court must make a finding that the responding party was advised of the right to have a hearing within six (6) months and good cause version of the House Journal and is to be considered LINOFFICIAL. It will become

exists for the waiver. If the court accepts the waiver, then the final hearing must be held within one (1) year from the filing of the petition or citation.

SECTION 3. This act takes effect July 1, 2022, the public welfare requiring it.

On motion, Civil Justice Committee Amendment No. 1 was adopted.

Rep. Powell moved that **House Bill No. 2756**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes	0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Stewart, Terry, Thompson, Todd, Towns, Travis, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--88

A motion to reconsider was tabled.

*House Bill No. 2768 -- Tennessee Fish & Wildlife Commission - As introduced, extends the notice period to which a commissioner is entitled prior to a hearing to defend charges that may result in the commissioner's removal from not less than 10 business days before the hearing to not less than 14 business days before the hearing. - Amends TCA Title 4; Title 11, Chapter 4 and Title 70. by *Sherrell, *Vital, *Bricken, *Clemmons. (SB2859 by *Bailey, *Campbell)

On motion, House Bill No. 2768 was made to conform with **Senate Bill No. 2859**; the Senate Bill was substituted for the House Bill.

Rep. Sherrell moved that Senate Bill No. 2859 be passed on third and final consideration.

Rep. Halford moved that Agriculture & Natural Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sherrell moved that **Senate Bill No. 2859** be passed on third and final consideration, which motion prevailed by the following vote:

Noes	ç
Present and not voting	7

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Carr, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Curcio, Darby, Eldridge, Farmer, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Hawk, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, McKenzie, Mitchell, Moon, Powell, Powers, Ragan, Ramsey, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Stewart, Thompson, Todd, Towns, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary--69

Representatives voting no were: Calfee, Crawford, Dixie, Freeman, Harris, Miller, Ogles, Parkinson, Reedy--9

Representatives present and not voting were: Carringer, Doggett, Faison, Haston, Lafferty, Travis, Mr. Speaker Sexton--7

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "present and not voting" to "aye" on **Senate Bill No. 2859** and have this statement entered in the Journal: Rep. Carringer.

REGULAR CALENDAR, CONTINUED

House Bill No. 2662 -- Pharmacy, Pharmacists - As introduced, reduces the number of years a pharmacist must be licensed in this state to be employed by the board of pharmacy as the executive director from five years to four years. - Amends TCA Title 4; Title 33; Title 56; Title 62; Title 63 and Title 68. by *Sexton C, *Hall, *Hazlewood, *Bricken, *Terry, *Ragan. (*SB2322 by *Haile)

Rep. Hall moved that House Bill No. 2662 be passed on third and final consideration.

Rep. Terry moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2662 by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 63-10-303(c), is amended by deleting the subsection and substituting the following:

(c)

- (1) The board shall consult with the division in appointing a person to serve as executive director of the board, however the board is not bound by any recommendation of the division. The executive director must have been licensed as a pharmacist in this state for a period of at least five (5) consecutive years immediately preceding such appointment.
- (2) The executive director's duties shall be those specified by the board and by the director and may include, but not be limited to, recording and compiling the minutes of the board, supervising the employees assigned by the division to support the board, performing such studies and research as the board or division directs, representing the board at such functions as authorized by the board and the division, and acting as consultant to the division in its enforcement duties on behalf of the board.
- (3) The board may dismiss the executive director without having to consult with the division.
- SECTION 2. Tennessee Code Annotated, Section 63-7-207(1)(A), is amended by deleting the subdivision and substituting the following:

(A)

- (i) Employ, in consultation with the governor, an executive director, who must not be a member of the board, although the board is not bound by any recommendation of the governor. The executive director shall receive a salary to be fixed by the board and approved by the commissioner of human resources and the commissioner of finance and administration;
- (ii) The board may dismiss the executive director without having to consult with the governor; and
- (iii) Employ such other personnel as may be necessary for the effective and efficient discharge of the duties of the board;
- SECTION 3. Tennessee Code Annotated, Section 63-16-102(c), is amended by deleting the subsection and substituting the following:

(c)

- (1) The commissioner of health or the commissioner's designated representative shall serve as an ex officio member of the board.
- (2) The board shall consult with the commissioner in appointing a person to serve as executive director of the board, however the board is not bound by any recommendation of the commissioner.
- (3) The board may dismiss the executive director without having to consult with the commissioner.

SECTION 4. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. Hall moved that **House Bill No. 2662**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Carr, Carringer, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--88

A motion to reconsider was tabled.

*House Bill No. 2156 -- Public Health - As introduced, extends the period, from 10 days to 15 days, in which a county mayor must submit a slate of nominees for consideration as the county health director to the commissioner of health. - Amends TCA Title 68, Chapter 2, Part 6. by *Lamberth, *Gant, *Zachary, *Ragan. (SB2409 by *Johnson, *Massey, *Stevens)

On motion, House Bill No. 2156 was made to conform with **Senate Bill No. 2409**; the Senate Bill was substituted for the House Bill.

Rep. Zachary moved that Senate Bill No. 2409 be passed on third and final consideration.

Rep. Terry moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Zachary moved that **Senate Bill No. 2409** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 6	7
Noes2	1

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Grills, Halford, Hall, Haston, Hawk, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder,

Russell, Sexton J, Sherrell, Sparks, Terry, Todd, Travis, Vital, Warner, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--67

Representatives voting no were: Beck, Chism, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Johnson G, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Shaw, Stewart, Thompson, Towns--21

A motion to reconsider was tabled.

House Bill No. 702 -- Health Care - As introduced, increases from 30 to 45 days the time within which a person issued a certificate of registration by the division of health related boards must notify the division of a change of address to receive a duplicate registration certificate. - Amends TCA Title 33; Title 56; Title 63; Title 68 and Title 71. by *Lamberth, *Todd, *Zachary, *Williams, *Hulsey, *Sherrell, *Hicks G, *Grills, *Moon, *Cochran, *White, *Ragan, *Littleton, *Moody, *Doggett. (*SB568 by *Johnson, *Bailey, *Bowling, *Stevens, *White)

On motion, House Bill No. 702 was made to conform with **Senate Bill No. 568**; the Senate Bill was substituted for the House Bill.

Rep. Lamberth moved that Senate Bill No. 568 be passed on third and final consideration.

Rep. Terry moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Lamberth moved that **Senate Bill No. 568** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	68
Noes	19

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Campbell S, Carr, Carringer, Cepicky, Cochran, Cooper, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Halford, Hall, Haston, Hawk, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Keisling, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Sparks, Terry, Todd, Travis, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--68

Representatives voting no were: Beck, Chism, Clemmons, Dixie, Hakeem, Hardaway, Harris, Hodges, Johnson G, Kumar, Love, McKenzie, Miller, Mitchell, Powell, Shaw, Stewart, Thompson, Towns--19

A motion to reconsider was tabled.

*House Bill No. 2771 -- Law Enforcement - As introduced, requires law enforcement officers to use only appropriately marked law enforcement vehicles to make traffic stops. - Amends TCA Title 55. by *Todd, *Eldridge, *Weaver, *Sexton J, *Ragan, *White, *Miller. (SB2787 by *Bowling)

Rep. Todd moved that House Bill No. 2771 be passed on third and final consideration.

Rep. Howell moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2771 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 55, Chapter 8, Part 1, is amended by adding the following as a new section:

The department of safety, in consultation with local law enforcement agencies, shall produce informational material on how to interact with law enforcement when a person is being pulled over. This information may include, but is not limited to, the following:

- (1) What a law enforcement vehicle will look like;
- (2) How a law enforcement vehicle will act when stopping a person;
- (3) How a person being stopped can verify the vehicle is operated by a law enforcement officer; and
- (4) How a person may proceed if the person wants to travel to a safer location for the traffic stop.

SECTION 2. This act takes effect October 1, 2022, the public welfare requiring it.

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. Todd moved that **House Bill No. 2771**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	86
Noes	
Present and not voting	

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Cepicky, Chism, Clemmons, Cochran, Cooper, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

Hardaway, Haston, Hawk, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--86

Representatives present and not voting were: Crawford, Hulsey--2

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Casada

REGULAR CALENDAR, CONTINUED

*House Bill No. 2171 -- Controlled Substances - As introduced, makes various changes to the controlled substance monitoring database. - Amends TCA Title 53, Chapter 10, Part 3. by *Lamberth, *Gant, *Terry, *Bricken, *Ragan, *Love. (SB2421 by *Johnson, *Reeves)

Rep. Terry moved that House Bill No. 2171 be passed on third and final consideration.

Rep. Leatherwood moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2171 by deleting all language after the enacting clause and substituting:

- SECTION 1. Tennessee Code Annotated, Section 53-10-302, is amended by adding the following as a new subdivision:
- () "Part 2 Program" has the same meaning as defined by 42 CFR § 2.11; SECTION 2. Tennessee Code Annotated, Section 53-10-303(f)(4), is amended by deleting the subdivision and substituting:
 - (4) The control, sharing, and dissemination of data and information in the database with other states, other governmental entities, and other entities acting on behalf of any such state or governmental entity; and

- SECTION 3. Tennessee Code Annotated, Section 53-10-304(d), is amended by deleting subdivisions (d)(1), (5), and (6).
- SECTION 4. Tennessee Code Annotated, Section 53-10-304(d), is amended by adding the following as a new subdivision:
 - () Any drug prescribed for administration directly to a patient during the course of inpatient or residential treatment in a hospital or nursing home licensed under title 68 or during the course of inpatient treatment in a hospital licensed under title 33.
- SECTION 5. Tennessee Code Annotated, Section 53-10-304(e), is amended by deleting the subsection and substituting:
 - (e) Notwithstanding subsection (c) or (d), a healthcare practitioner whose practice is a Part 2 Program shall submit the dispensing and administration of all controlled substances in accordance with this part. However, reporting of dispensing or administration by a Part 2 Program is not required by this subsection (e) until the commissioner promulgates rules regulating the reporting of such dispensing and administration, and access to that reported information in a manner consistent with the confidentiality provisions of 42 CFR Part 2.
- SECTION 6. Tennessee Code Annotated, Section 53-10-305(f), is amended by adding the language ", subject to the privacy protections of 42 CFR Part 2 for information reported to the database by a Part 2 Program" after the word "database".
- SECTION 7. Tennessee Code Annotated, Section 53-10-305(h)(1), is amended by adding the language ", including rules that ensure compliance with 42 CFR Part 2 for information reported to the database by a Part 2 Program" after the language "in this part".
- SECTION 8. Tennessee Code Annotated, Section 53-10-306(a), is amended by deleting the language "§ 53-10-311" and substituting "§§ 53-10-304 and 53-10-311".
- SECTION 9. Tennessee Code Annotated, Section 53-10-306(a)(2), is amended by deleting the language "or any designee appointed by the committee".
- SECTION 10. Tennessee Code Annotated, Section 53-10-306(h), is amended by deleting subdivision (h)(4), redesignating the remaining language of subsection (h) as subdivision (h)(1), and adding the following new subdivision (h)(2):
 - (2) A healthcare practitioner or healthcare practitioner delegate may place a copy of a patient's report obtained from the database pursuant to this section in that patient's medical records, with the exception of information reported to the database by a Part 2 Program. Once a copy of a patient's report obtained from the database pursuant to this section is placed in the patient's medical records, the copy is subject to disclosure on the same terms and conditions as medical records under §§ 63-1-117 and 63-2-101. A patient's information reported to the database by a Part 2 Program shall not be placed in

the patient's medical records unless doing so complies with the privacy requirements of 42 CFR Part 2 and the rules promulgated by the commissioner pursuant to § 53-10-304(e);

- SECTION 11. Tennessee Code Annotated, Section 53-10-306, is amended by adding the following as a new subsection:
 - () Notwithstanding subsections (a) through (p), information reported to the database by a Part 2 Program, as well as a subsequent disclosure of such information, may only be made available in accordance with 42 CFR Part 2 and the rules promulgated by the commissioner pursuant to § 53-10-304(e).
- SECTION 12. Tennessee Code Annotated, Section 53-10-308, is amended by adding the following as a new subsection:
 - () Data reported to the database by a Part 2 Program shall not be released under this section or § 53-10-306 unless such release complies with 42 CFR Part 2 and the rules promulgated by the commissioner pursuant to § 53-10-304(e).
- SECTION 13. Tennessee Code Annotated, Section 53-10-311(a), is amended by deleting the language "The committee" and substituting "The operations committee".
- SECTION 14. Tennessee Code Annotated, Section 53-10-311(b)(1), is amended by deleting "that committee" and substituting instead "the operations committee".
- SECTION 15. Tennessee Code Annotated, Section 53-10-311(e)(1), is amended by deleting the subdivision and substituting:
 - (1) Notwithstanding this part to the contrary, the commissioner is authorized to enter into agreements with the federal centers for disease control and prevention (CDC), other states, other governmental entities, or entities acting on behalf of the CDC or such state or governmental entity for the purposes of sharing and disseminating data and information in the database.
- SECTION 16. Tennessee Code Annotated, Section 53-10-311(e)(2)(A), is amended by deleting the language "by other state or federal entities charged with protecting the public health" and substituting instead the language "or patient care coordination".
- SECTION 17. Tennessee Code Annotated, Section 53-10-311(e)(3), is amended by deleting the subdivision and substituting:
 - (3) Before the commissioner executes an agreement with the CDC, another state, another governmental entity, or an entity acting on behalf of the CDC or such state or governmental entity, the agreement must be approved by the operations committee.

SECTION 18. Tennessee Code Annotated, Section 53-10-311(e), is amended by adding the following as a new subdivision:

() An agreement executed by the commissioner pursuant to this subsection (e) must comply with 42 CFR Part 2 to the extent that the agreement includes information reported to the database by a Part 2 Program.

SECTION 19. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. Terry moved that **House Bill No. 2171**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--88

A motion to reconsider was tabled.

*House Bill No. 1842 -- Solid Waste Disposal - As introduced, requires operator of a Class I landfill to submit with an application for a major modification to or expansion of the landfill a letter of support from the mayor or legislative body of each local government that would be impacted by such modification or expansion. - Amends TCA Title 5; Title 6; Title 7 and Title 68. by *Terry, *Baum, *Rudd, *Sparks, *Sexton C, *Dixie, *Travis, *Love, *Weaver, *Miller, *Chism, *Clemmons. (SB2121 by *White)

On motion, House Bill No. 1842 was made to conform with **Senate Bill No. 2121**; the Senate Bill was substituted for the House Bill.

Rep. Terry moved that Senate Bill No. 2121 be passed on third and final consideration.

Rep. Halford moved adoption of Agriculture & Natural Resources Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2121 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 68-211-814(b), is amended by deleting subdivision (2) and substituting:

(2)

- (A) An applicant for a permit for construction or expansion of a solid waste disposal facility or incinerator shall submit a copy of the application to the region at or before the time the application is submitted to the commissioner. The region shall review the application for compliance with this section, and shall conduct a public hearing after public notice has been given in accordance with title 8, chapter 44, prior to making the determination provided for in this subdivision (b)(2). The hearing must afford all interested persons an opportunity to submit written and oral comments, and the proceeding must be recorded and transcribed. The region shall render a decision on the application within ninety (90) days after receipt of a complete application. The region shall immediately notify the commissioner of its acceptance or rejection of an application. If no decision is rendered by the region on the application within ninety (90) days after receipt of a complete application, then the commissioner may continue processing of the application.
- (B) The region may reject an application for a new solid waste disposal facility or incinerator or expansion of an existing solid waste disposal facility or incinerator within the region only upon determining that the application is inconsistent with the solid waste management plan adopted by the county or region and approved by the department, and the region shall document in writing the specific grounds on which the application is inconsistent with such plan.

(C)

- (i) Appeal of a final action of the region under this subdivision (b)(2) must be made by an aggrieved person within thirty (30) days to the chancery court of Davidson County. The court shall exercise the same review as it would in a case arising under the Uniform Administrative Procedures Act, compiled in title 4, chapter 5. For the purposes of this section, an "aggrieved person" is limited to a person applying for permits, a person who owns property or lives within a three-mile radius of the facility or site that is proposed for permitting, or cities or counties in which the proposed facility is located.
- (ii) A permit that is the subject of an appeal made to the chancery court of Davidson County within the time prescribed in subdivision (b)(2)(C) must not be:
 - (a) Processed by the commissioner until there is a final adjudication of the appeal on the merits; or

- (b) Issued in contravention of the final adjudication on the merits.
- (D) If an aggrieved party does not appeal a final action of the region in accordance with subdivision (b)(2)(C), then the commissioner may issue the permit unless the commissioner finds that the decision of the region to reject the application is arbitrary and capricious and unsupported in the record developed before the region.
- (E) The region shall provide for reasonable public notice of meetings. The region is subject to title 10, chapter 7, part 5, and shall act in accordance with title 8, chapter 44.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, Agriculture & Natural Resources Committee Amendment No. 1 was adopted.

Rep. Terry moved that **Senate Bill No. 2121**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--89

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

*House Bill No. 1838 -- Education, State Board of - As introduced, divides the appointing authority for each of the nine members of the board representing the state's nine congressional districts among the governor, the speaker of the senate, and the speaker of the house of representatives such that each appoints three members; revises the legislative confirmation process for members appointed on or after July 1, 2022. - Amends TCA Title 49,

Chapter 1. by *Cepicky, *Ragan, *Moody, *Lafferty, *Smith. (SB1838 by *Hensley, *Bowling, *Bailey)

Senate Amendment No. 1

AMEND House Bill No. 1838 by deleting all language after the enacting clause and substituting instead the following:

- SECTION 1. Tennessee Code Annotated, Section 49-1-301(a), is amended by deleting subdivision (2) and substituting instead the following:
 - (2) Beginning on July 1, 2022, as members' terms expire, successors shall be appointed for five-year terms. The terms for all members shall begin on April 1. Vacancies shall be filled for the remainder of the unexpired term. Except as provided in subdivision (a)(3)(B)(iv), board members may be reappointed. Each appointing authority shall appoint at least one (1) member from the minority party, as defined in § 2-1-104. In making appointments to the board, each appointing authority shall strive to ensure that at least one (1) person appointed to serve on the board is sixty (60) years of age or older and that at least one (1) person is a member of a minority race.
- SECTION 2. Tennessee Code Annotated, Section 49-1-301(a), is amended by deleting subdivision (3) and substituting instead the following:

(3)

- (A) Beginning on July 1, 2022:
- (i) The speaker of the senate shall appoint successors to the members representing the third, fourth, and seventh congressional districts as the members' terms expire or are otherwise vacated;
- (ii) The speaker of the house of representatives shall appoint successors to the members representing the second, sixth, and eighth congressional districts as the members' terms expire or are otherwise vacated; and
 - (iii) The governor shall appoint:
 - (a) Successors to the members representing the first, fifth, and ninth congressional districts as the members' terms expire or are otherwise vacated; and
 - (b) The public high school student member.

(B)

(i)

- (a) All members appointed by the governor, except for the public high school student member, must be confirmed by joint resolution of the senate and house of representatives no later than ninety (90) calendar days after the general assembly next convenes in regular session following the appointment.
- (b) All members appointed by the speaker of the senate must be confirmed by resolution of the senate no later than ninety (90) calendar days after the general assembly next convenes in regular session following the appointment.
- (c) All members appointed by the speaker of the house of representatives must be confirmed by resolution of the house of representatives no later than ninety (90) calendar days after the general assembly next convenes in regular session following the appointment.
- (ii) If the appointment is not confirmed as provided in subdivision (a)(3)(B)(i), then the appointment terminates on the day immediately following the rejection of the appointment or on the day immediately following the ninetieth calendar day, whichever is earlier.
- (iii) If the general assembly is not in session when appointments subject to confirmation are made, then the appointee may begin serving the term for which the appointee was appointed and may continue to serve on the board unless the appointee's appointment is not confirmed during the next regular session of the general assembly in accordance with subdivision (a)(3)(B)(i).
- (iv) The public high school student member may immediately begin serving the term for which the student was appointed. The student member's appointment terminates at the end of the one-year term for which the student was appointed. If the student is a junior in high school at the time of the student's initial appointment to the board, then the governor may reappoint the student to serve one (1) additional one-year term on the board; provided, that the student is of superlative standing and a senior in a public high school of this state when reappointed.

SECTION 3. This act takes effect July 1, 2022, the public welfare requiring it.

Rep. Cepicky moved that the House concur in Senate Amendment No. 1 to **House Bill No. 1838**, which motion prevailed by the following vote:

Ayes	70
Noes	15

Representatives voting aye were: Baum, Boyd, Byrd, Calfee, Campbell S, Carr, Carringer, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Grills, Halford, Hall, Haston, Hawk, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, McKenzie, Moody, Moon, Ogles, Parkinson, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Terry, Todd, Travis, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--70

Representatives voting no were: Beck, Chism, Clemmons, Cooper, Hakeem, Hardaway, Harris, Hodges, Johnson G, Miller, Mitchell, Powell, Stewart, Thompson, Towns--15

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

*Senate Bill No. 2448 -- Tort Liability and Reform - As introduced, extends termination date from July 1, 2022, to July 1, 2023, for limitations on claims against a person for loss, damage, injury, or death arising from COVID-19. - Amends TCA Section 9-8-307; Title 14, Chapter 5; Title 29, Chapter 20 and Section 49-7-159. by *White, *Jackson, *Massey, *Rose, *Stevens, *Walley. (HB2671 by *Farmer, *Ogles)

Rep. Farmer moved that the House refuse to recede from its action in adopting House Amendments Nos. 1 and 2 to **Senate Bill No. 2448**, which motion prevailed.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. Crawford moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 1011 out of order, which motion prevailed.

*House Joint Resolution No. 1011 -- Memorials, Sports - Dobyns-Bennett High School boys' basketball team, TSSAA Division I, Class 4A state champions. by *Crawford, *Hulsey.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Crawford, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Faison moved that the rules be suspended for the purpose of introducing House Resolution No. 173 out of order, which motion prevailed.

House Resolution No. 173 -- Memorials, Recognition - House Chamber, site of the final vote in the ratification of the 19th Amendment. by *Faison, *Lamberth, *Sexton C.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Faison, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended for the purpose of introducing House Resolution No. 172 out of order, which motion prevailed.

House Resolution No. 172 -- Memorials, Recognition - Tennessee, the "Volunteer State". by *Lamberth, *Faison, *Sexton C.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Lamberth, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended in order to allow **House Bills Nos. 591**, **2343**, **2345**, **2295**, **1744**, **2092**, **2673**, **1891**, **2300**, **2651**, **982** and **1648** to be heard in the K-12 Subcommittee next week, which motion prevailed.

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended in order to allow **House Bills Nos. 751** and **1723** to be heard in the Education Instruction Committee next week, which motion prevailed.

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended in order to allow **House Bills Nos. 2157** and **2178** to be heard in the Finance, Ways & Means Subcommittee next week, which motion prevailed.

NOTICE TO ACT ON SENATE MESSAGE

Pursuant to **Rule No. 59**, notice was given that the following measure from the Senate would be considered on March 28, 2022:

Senate Bill No. 2616: by Rep. Wright

House Bill No. 2670: by Speaker Sexton

CLERK'S NOTE TO THE JOURNAL

Pursuant to **Rule No. 20**, Rep. Potts was excused from Session on Thursday, March 24, 2022.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 170 Rep. Reedy as prime sponsor.

House Bill No. 233 Rep. Ogles as prime sponsor.

House Bill No. 686 Rep. Clemmons as prime sponsor.

House Bill No. 751 Rep. Powers as prime sponsor.

House Bill No. 1119 Rep. G. Hicks as First prime sponsor.

House Bill No. 1735 Rep. Doggett as prime sponsor.

House Bill No. 1749 Reps. Bricken, Moody and Doggett as prime sponsors.

House Bill No. 2045 Reps. Whitson and G. Hicks as prime sponsors.

House Bill No. 2078 Reps. G. Johnson and Freeman as prime sponsors.

House Bill No. 2228 Rep. Freeman as prime sponsor.

House Bill No. 2244 Reps. Campbell and G. Hicks as prime sponsors.

House Bill No. 2331 Rep. Todd as prime sponsor.

House Bill No. 2524 Reps. Doggett, Todd, Hall, Eldridge, Moody, Campbell, Ragan, Gant and T. Hicks as prime sponsors.

House Bill No. 2826 Rep. Clemmons as First prime sponsor.

House Bill No. 2826 Rep. Mitchell as prime sponsor.

ENGROSSED BILLS March 24, 2022

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 2771;

GREG GLASS, Chief Engrossing Clerk

ENGROSSED BILLS March 24, 2022

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolution No. 1011;

GREG GLASS, Chief Engrossing Clerk

ENROLLED BILLS March 24, 2022

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill No. 1838; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

ENROLLED BILLS March 24, 2022

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 172 and 173; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

SIGNED March 24, 2022

The Speaker announced that he had signed the following: House Resolutions Nos. 172 and 173.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE March 24, 2022

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 965, 966, 967, 968, 969, 970 and 971; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE March 24, 2022

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 384, 918, 1887, 2077, 2118, 2163, 2181, 2199 and 2694; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

*Senate Bill No. 384 -- Alcoholic Beverages - As introduced, increases from three feet to four feet the distance from which a person must be able to read the label on a wine shipment stating that the container contains alcohol and requires the signature of a person at least 21 years of age upon delivery. - Amends TCA Title 57. by *Walley. (HB819 by *Holsclaw)

Senate Bill No. 918 -- Education, Higher - As introduced, changes, from September 15 to October 1 of each year, the date by which a public institution of higher education operating a hearing center is required to report certain information to the Tennessee higher education commission and the education committees of the house of representatives and senate. - Amends TCA Title 4 and Title 49. by *Bell. (*HB757 by *White)

Senate Bill No. 1887 -- Education - As introduced, authorizes LEAs to provide up to 10 days of the required 180 days of classroom instruction through remote instruction in accordance with certain criteria. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 6. by *Southerland. (*HB1912 by *Faison)

*Senate Bill No. 2077 -- Economic and Community Development, Dept. of - As introduced, directs the department to conduct a study of the current infrastructure of utilities operating in this state, including pipelines or transmission lines used to produce or distribute a source of energy such as gas or oil, to determine what improvements to the infrastructure are needed to attract development and investment to this state. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 13; Title 65 and Title 68. by *Yager. (HB2246 by *Vaughan, *Gant)

Senate Bill No. 2118 -- Game and Fish Laws - As introduced, requires the TWRA to include information that it is presently required to maintain concerning proceeds from sales of lifetime sportsman licenses to persons under 16 years of age as a separate and distinguishable item in its annual financial report. - Amends TCA Title 9 and Title 70. by *Bell. (*HB2129 by *Marsh)

*Senate Bill No. 2163 -- Education - As introduced, requires educator preparation providers approved by the state board of education to require each candidate enrolled in the provider's educator preparation program to successfully complete at least one course each semester on reading instruction in order for the provider to retain state board approval. - Amends TCA Title 49. by *Watson. (HB2343 by *Carringer, *Helton, *Smith, *Cepicky, *Ragan, *Jernigan, *Casada, *Haston)

Senate Bill No. 2181 -- Education - As introduced, requires the department of education to produce an annual report concerning the efficacy of training on reading instruction provided by educator preparation providers; requires revocation of state approval for educator preparation providers that fail to meet certain standards. - Amends TCA Title 49. by *Haile, *Crowe. (*HB2057 by *Ragan, *Hawk, *Hicks T, *Alexander)

Senate Bill No. 2199 -- County Government - As introduced, increases population figures so that Shelby County is distinguishable from Davidson County in statutes using older census numbers. - Amends TCA Title 6; Title 8; Title 17; Title 29; Title 39, Chapter 17; Title 40; Title 41; Title 42; Title 49; Title 50; Title 55; Title 57; Title 67 and Title 68. by *Haile, *Yarbro. (*HB2241 by *Freeman)

Senate Bill No. 2694 -- Professions and Occupations - As introduced, changes the requirements for professional counselors designated as mental health service providers and the field experience needed for such positions. - Amends TCA Title 4 and Title 63, Chapter 22, Part 1. by *Briggs. (*HB2531 by *Ramsey)

MESSAGE FROM THE SENATE March 24, 2022

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 1137, 1763, 1765, 1970, 2126, 2443, 2771, 2890, 2893, 2897 and 2898; substituted for Senate Bills on same subject and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

ENGROSSED BILLS March 24, 2022

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 1402, 1722, 1760, 2171, 2245, 2442, 2561, 2613, 2662, 2667, 2706, 2728 and 2756; House Joint Resolutions Nos. 996, 997, 998, 999, 1000 and 1001:

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE March 24, 2022

MR. SPEAKER: I am directed to return to the House, House Bill No. 1677; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

ROLL CALL

The roll call was taken with the following results:	
Present89)

Representatives present were Baum, Beck, Boyd, Bricken, Byrd, Calfee, Campbell S, Carr, Carringer, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton -- 89

RECESS

On motion of Rep. Gant, the House stood in recess until 5:00 p.m., Monday, March 28, 2022.